

Board Agenda



Diversion Board of Authority

September 24, 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 August 27, 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. 34)
 - c. Budget Change Request 025 [Attachment 04.00] (Pg. 53)
 - d. DA Board Approval Contracting Actions [Attachment 05.00] (Pg. 56)
 - i. JT Lawn Services New Agreement for Snow Removal [Attachment 05.01] (Pg. 58)
 - ii. HMG Task Order 101, Amendment 17 [Attachment 05.02] (Pg. 60)
 - iii. HMG Task Order 102, Amendment 13 [Attachment 05.03] (Pg. 66)
 - e. Excess Land Sales
 - i. OIN 1834 Excess Land Sale [Attachment 06.01] (Pg. 71)
 - ii. OIN 1890 Excess Land Sale [Attachment 06.02] (Pg. 79)
 - iii. Horace Elevator Sale [Attachment 06.03] (Pg. 86)
 - f. CRWUD & MFDA Purchase Agreement [Attachment 07.00] (Pg. 88)

REGULAR AGENDA:

5. Executive Director Update
 - a. Board Retreat Recap
 - b. Federal Agency Coordination Meetings
6. General Counsel Update
 - a. WIFIA Loan Update

- b. WIFIA Internal Controls Policy [Attachment 08.00] (Pg. 95)
- 7. Project Updates
 - a. USACE Project Update [Attachment 09.00] (Pg. 106)
 - b. SWDCAI Project Update [Attachment 10.00] (Pg. 108)
 - c. Project Safety Update [Attachment 11.00] (Pg. 109)
 - d. P3 Monthly Update [Attachment 12.00] (Pg. 110)
 - e. Monthly Drone Footage Video
- 8. Communications Team Update
- 9. Land Management Update
 - a. Property Acquisition Status Report [Attachment 13.00] (Pg. 149)
- 10. Finance Update
 - a. Sales Tax Update [Attachment 14.00] (Pg. 156)
- 11. Other Business
 - a. FM Diversion Documentary RFQ [Attachment 15.00] (Pg. 157)
- 12. Public Comment – 15 minutes maximum. Each speaker is limited to three minutes.
- 13. *Closed Executive Session pursuant to N.D.C.C. 44-04-19.1 (2) and (9) to discuss negotiating strategy and to provide negotiating instructions to its General Counsel and Executive Director regarding a requested amendment to the ICE Advance Agreement between the MFDA, RRVA and ASN.
- 14. Next Meetings: October 22, 2026
- 15. Adjournment

**The Discussion of these matters in an open meeting would have an adverse fiscal effect on the bargaining position of the Metro Flood Diversion Authority.*

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 – August 27, 2026

City of Fargo Commission Chambers

A regular meeting of the Metro Flood Diversion Authority Board of Authority was held on August 27, 2026. The following members were present: Eric Gjerdevig, Mayor, City of West Fargo; Josh Bosch, Mayor, City of Fargo; Rick Steen, Manager, Cass County Joint Water Resource District; Jim Kapitan, Cass County Commissioner; Tony Grindberg, Cass County Commissioner; Kevin Campbell, Clay County Commissioner; David Ebinger, Clay County Commissioner; Lisa Borgen, Moorhead City Council; Chuck Hendrickson, Moorhead City Council and Chad Peterson, Fargo City Commission.

Member(s) absent: Duane Breitling, Cass County Commissioner; Shelly Carlson, Mayor, City of Moorhead; and Michelle Turnberg, Fargo City Commissioner.

1. CALL TO ORDER

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

2. APPROVE THE MINUTES FROM THE JULY 2026 BOARD OF AUTHORITY MEETING

MOTION PASSED

Mr. Steen moved to approve the minutes from the July 2026 meeting and Mr. Ebinger seconded the motion. On a voice vote, the motion carried.

3. APPROVE THE ORDER OF THE AGENDA

MOTION PASSED

Mr. Campbell moved to approve the order of the agenda and Ms. Borgen seconded the motion. On a voice vote, the motion carried.

4. APPROVE THE CONSENT AGENDA

MOTION PASSED

Mr. Steen moved to approve the Consent Agenda as presented and Mr. Campbell seconded the motion. On a roll call vote, the motion carried.

5. EXECUTIVE DIRECTOR UPDATE

a. Bridge Completion Event

Mr. Benson reported that a ribbon cutting ceremony was held on the 52nd Avenue bridge, the last of the 19 bridges that have been constructed. Mayor Bosch and commissioners also attended the ceremony.

b. Senator Hoeven Press Conference

Senator John Hoeven held a press conference at the Larry Richard farm regarding the Federal Crop Loss Insurance program. Since the current Federal Crop Loss Insurance program does not cover a man-made flood event, he highlighted our internal Crop Loss program that would provide additional coverage to ag producer(s) in the event the diversion needed to operate.

c. FEMA Meetings

FEMA staff were in Fargo for two days for meetings and a tour of the project. The Denver regional director for region 8 was also in attendance for a short period of time but she was able to go on the tour and was very impressed with the progress.

d. September 15 Board Retreat

Reminder that a Board Retreat will be held at the MFDA office (4784 Amber Valley Parkway South) beginning at noon on September 15. There will also be a tour of the southern areas and wrapping up by 5:30 PM.

e. Clay County Flood Funds

Steve Larson notified Mr. Benson that of the \$9,000,000, the Minnesota Legislature set aside for flood mitigation projects, Clay County will receive \$1,200,000; that will be matched by MFDA for a total of \$2,400,000 in funding for Minnesota. It is anticipated that the full amount will be allocated to the Wolverton ring levee project.

6. GENERAL COUNSEL UPDATE

a. WIFIA Update

Mr. Shockley reported that the next draw is anticipated to be received by September 15 in the amount of \$30,500,000. This is draw #3 of the loan.

7. PROJECT UPDATES

a. USACE Project Update

Ms. Williams provided the following USACE update:

1 Red River Structure (RRS)

Structure includes 3-50 ft. wide Tainter gates. Construction is 97% complete. Contract completion date is 20 August 2026. Final inspections ongoing. Turnover to Sponsors for OMRRR anticipated in early to mid-September 2026.

2 Reach SE-1B

91% complete. Grading ongoing. Contract completion date will be extended to early Sept 2026.

3 Reach SE-2B

98% complete. Seeding is ongoing. Contract completion date is 23 October 2026.

4 Reach SE-3

53% complete. Embankment construction is ongoing. County Road 81 paving was completed on 14 August. Contract completion date is 19 October 2026.

5 Reach SE-4

70% complete. Embankment, topsoiling ongoing. 160th (CR#2) up-and-over complete. Contract completion date is 15 October 2026.

6 Reach SE-5

50% complete. Hwy 75 reopened 31 July. Soil-cement placement is ongoing. Contract completion date is 31 October 2026.

7 Forest Mitigation

Three Contracts. Planting/maintenance is ongoing. Completion dates are December 2028.

8 Drain 27 Wetland Mitigation Project Plantings

Native plantings 5-year contract for wetland establishment. Completion date is 2 December 2027. Operations, Maintenance, Repair, Replacement, Rehabilitation (OMRRR)

9 Wild Rice River Structure (WRRS)

Turnover to MFDA for OMRRR occurred 20 July 2026. OMRRR manual being developed.

10 Diversion Inlet Structure (DIS)

Turnover to MFDA occurred on 15 June 2026. OMRRR manual being developed.

11 OHB Reach 43-B Ring Levee

Turnover to MFDA occurred on 29 December 2025. Turf maintenance ongoing.

12 I-29 Raise

Turnover to MFDA occurred on 20 December 2025. Preparation of O&M documents is ongoing.

13 Drayton Dam Mitigation Project

Turnover to MFDA occurred on 28 Nov 2023. OMRRR manual coordination continues.

14 Reach SE-1

Turnover to MFDA occurred on 29 December 2022. OMRRR manual complete.

b. SWDCAI Project Update

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

Progress Map Updates

- Sheyenne River Aqueduct
- Raymond N & S Inlets
- Drain 14B Inlet
- Channel Reaches 6, 7

30 to 60-Day Outlook

- Red River Structure
- AAB
- SE-3, 4, 5
- Drain 14C
- Channel Reaches 8 - 13

c. Project Safety Update

Mr. Bakkegard reported that it was a good month with no recordable incidents and only a few near misses.

d. P3 Monthly Update

Mr. Bakkegard highlighted the O& M section in August monthly update.

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.

There were two Certificates for Interim Completion issued to the Developer in July. One Certificate was issued to the Developer for BNSF Hillsboro Shoofly Removal on July 21st, and one Certificate was issued to the Developer for BNSF Prosper Shoofly Removal on July 21st. Issuance of Certificates Interim Completion prompts the commencement of all performance requirements in accordance with the Project Agreement. In the case of the BNSF shoofly removals, there are no O&M requirements beyond the 90-day Punch List period. The Developer will have to follow the requirements in the Temporary Construction Easements (TCE) to close the TCEs and turn the land over to the landowners.

The inspections for Drain 29 Inlet, Drain 30 Inlet, CR 20 Crossing, CR 32 Crossing, CR 4/31 Crossing and Roadway Improvements, Channel Reach 02, 170th Ave Crossing Drain 13 & 30, Berlin Township Drain Inlet, CR 10 Crossing, Diversion Outlet, Rush River Inlet, Lower Rush River Inlet Channel Reach 05, Channel

Reach 01, and Channel Reach 14 are being recorded and managed in 'Cityworks', the Computerized Management and Maintenance System (CMMS). As items are noted during those inspections, RRVA initiates Service Requests and Work Orders within Cityworks to ensure that the items are being taken care of per the required timelines.

RRVA continued mowing and weed control operations within Reaches 1, 2, 5 and 14. They continued road grading when required throughout the month. We continue to monitor RRVA's inspections and their inputs in Cityworks. Through RRVA's inspections, they have been working on erosion and scour repair, removing debris and sedimentation and repairing culvert end sections. 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 on project wide matters.

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

e. Monthly Drone Video

A video highlighting the progress that has been achieved in August 2026 was viewed.

8. COMMUNICATIONS TEAM UPDATE

Ms. Wieser Willson provided the following communications update:

PR/Media Relations:

- July construction update
- BuildWitt video report
- Sheyenne River reroute
- Bridge completion ribbon cutting
- Sen. Hoeven press conference
- KMPS-TV interview

Newsletter:

- Environmental compliance
- 53.9% open rate
- 13.8% click rate
- Most popular Faces video to date
- Next issue: PMC

Outreach:

- FM Realtors
- Rotary Club
- NWS & FEMA Tour

9. LAND MANAGEMENT UPDATE

a. Property Acquisition Status Report

Mr. Fisher provided the following property acquisition status report:

Key Activities:

- **In the last month, successfully closed 8 parcels / 5 owners in the UMA and City of Wolverton**
- **Continued negotiating settlement agreements for existing eminent domain actions**

- To date, completed three (3) eminent domain trials in Cass County. No new trials in the last month.
- Completed site inspections and initial discovery hearing for the actions in Minnesota.
- Scheduled Commissioner Hearings for Minnesota actions.
- Negotiated many settlements since completing the first trial.
- 13 pending settlement offers with property owners.
- **Closings are pending for:**
 - MN: 2 parcels / 1 owner/160 Flowage Easement Acres
 - ND: 34 parcels / 12 owners/1,698 Flowage Easement Acres
- **22,0114 acres of flowage easements have been acquired, and 5,076 acres are outstanding**
- **Continued development of the MFDA's post operation clean-up and restoration programs**
- **Continued development of the MFDA's crop loss programs**

Property Acquisition Progress:

- 98.4% completion in the Construction Footprint
- 69.8% completion in the UMA Footprint
- 95.3% of the parcels in the Southern Embankment have been acquired
- 69.8% of the parcels in the Upstream Mitigation Area have been acquired
- 79.8% of the Environmental Easements have been signed
- 100% completed: Stormwater Diversion Channel; Oxbow-Hickson-Bakke levee; in-town levees and the Drayton Dam mitigation

10. FINANCE UPDATE

a. Sales Tax Update

Mr. Steen reported that sale tax receipts from Cass County are up 14.8% from this time last year and the City of Fargo is up 7% from prior year.

11. OTHER BUSINESS

There was no other business.

12. PUBLIC COMMENT

There was no public comment.

13. CLOSED EXECUTIVE SESSION

*Closed Executive Session pursuant to N.D.C.C. 44-04-19.1 (2) and (9) to discuss negotiating strategy and to provide negotiating instructions to its General Counsel, Executive Director and Director of land regarding (1) a requested amendment to the ICE Advance Agreement between the MFDA, RRVA and ASN; and (2) to discuss negotiation strategy regarding the sale of the Horace Elevator.

MOTION PASSED

Mr. Grindberg moved to go into executive session, and Mr. Steen seconded the motion. On a roll call vote, a quorum retreated to the Red River Room at 3:58 PM.

A quorum returned to the Commission Chambers at 5:16 PM.

14. NEXT MEETING

The next meeting will be on September 24, 2026.

15. ADJOURNMENT

Mr. Peterson moved to adjourn, and Mr. Grindberg seconded the motion. On a voice vote, the meeting adjourned at 5:18 PM.

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FM Metropolitan Area Flood Risk Management Project
Fiscal Accountability Report Design Phase
As of 08/31/26

	790: FM Diversion Project Fund								770: Budget Fund				773: Excess Capital Fund			
	2011-2024	2021	2022	2023	2024	2025	2026	Total	2021-2024	2025	2026	Total	2025	2026	Total	Grand Total
Revenues																
City of Fargo	229,263,214	39,900,525	41,606,950	43,281,539	43,640,465	42,671,612	21,880,320	462,244,625	-	-	-	-	-	-	-	462,244,625
Cass County	238,074,113	20,605,468	20,077,388	21,720,075	21,906,084	21,841,938	11,678,292	355,903,358	-	-	-	-	-	-	-	355,903,358
State Water Commission	270,967,976	44,928,872	21,249,909					337,146,758	-	-	-	-	-	-	-	337,146,758
State of ND - Legacy Fund	-	-	105,992,160	129,134,268	134,294,754	66,078,817		435,500,000	-	-	-	-	-	-	-	435,500,000
State of ND - SRF	-	-	1,272,652	8,316,726	9,745,091	13,930,939	5,212,156	38,477,564	-	-	-	-	-	-	-	38,477,564
Cass County Joint Water Resource District	-	28,630,991						28,630,991	-	-	-	-	-	-	-	28,630,991
WIFIA Loan Proceeds							153,153,936	153,153,936	-	-	-	-	-	-	-	153,153,936
Other Agencies - Army Corp of Engineers	706,805	-						100,706,805	-	-	-	-	-	-	-	100,706,805
City of Oxbow MOU Repayment	2,822,634	122,038						2,944,671	-	-	-	-	-	-	-	2,944,671
Reimbursements	168,602	52,055	18,930	15,735	19,631			274,953	-	-	-	-	-	-	-	274,953
Lease/Rental Payments	2,951,681	622,459	743,700	744,622	47,300	1,278,033	3,000	6,390,795	-	-	-	-	-	-	-	6,390,795
Asset Sales	1,235,569	1,802,265	1,348,132	4,125,699	518,843	4,267,039	286,709	13,584,258	-	-	-	-	-	-	-	13,584,258
Interest Income	4,790,772	1,011,554	1,377,312	7,208,616	11,822,032	12,310,316	6,030,629	44,371,230	-	-	18,834	18,834	-	-	-	44,390,064
Miscellaneous	4,886	7,336	1,987	70,350	76,997	52,290	23,807	237,654	4,986,132	1,672,420	1,100,000	7,758,552	-	-	-	7,996,206
Total Revenues	750,986,254	137,683,563	193,689,120	214,617,631	222,071,198	162,250,984	298,268,849	1,979,567,598	4,986,132	1,672,420	1,118,834	7,777,386	-	-	-	1,987,344,984
Expenditures																
7905 Army Corp Payments	53,159,000	-	-	24,800	-	990,600	17,707,997	71,882,397	-	-	-	-	-	-	-	71,882,397
7910 WIK - Administration	6,125,744	2,650,150	1,994,938	3,221,009	6,053,234	3,818,677	2,245,316	26,109,068	4,712,715	1,351,490	848,626	6,912,831	-	-	-	33,021,899
7915 WIK - Project Design	36,316,433	2,261,337	2,491,982	4,347,833	4,375,148	5,542,984	3,678,136	59,013,852	-	-	-	-	-	-	-	59,013,852
7920 WIK - Project Management	70,718,325	13,629,756	14,935,064	14,936,935	16,269,917	17,233,617	8,375,701	156,099,314	-	-	-	-	-	-	-	156,099,314
7925 WIK - Recreation	278,223	-	-	-	-	-	-	278,223	-	-	-	-	-	-	-	278,223
7930 LERRDS - North Dakota	275,657,728	42,321,398	53,946,968	73,284,991	51,715,442	25,310,044	14,715,784	536,952,356	-	-	-	-	-	-	-	536,952,356
7931 LERRDS - Minnesota	4,982,754	3,832,050	5,722,668	5,714,157	21,930,147	4,782,521	992,101	47,956,398	-	-	-	-	-	-	-	47,956,398
7940 WIK Mitigation - North Dakota	1,022,658	35,279,546	57,777	1,039,229	166,142	157,285	85,270	37,807,907	-	-	-	-	-	-	-	37,807,907
7941 WIK Mitigation - Minnesota	-	112,271	357,080	933,799	586,522	3,999,095	2,290,259	8,279,026	-	-	-	-	-	-	-	8,279,026
7950 Construction - North Dakota	104,100,296	25,488,649	17,899,069	17,767,981	34,006,877	124,437,492	197,076,456	520,776,819	-	-	-	-	-	-	-	520,776,819
7951 Construction - Minnesota	-	-	210,000	669,048	182,594	185,873	103	1,247,618	-	-	-	-	-	-	-	1,247,618
7952 Construction - O/H/B	33,612,243	2,070,541	646,144	118,976	628,480	102,939	9,143	37,188,467	-	-	-	-	-	-	-	37,188,467
7955 Construction Management	11,598,799	180,481	137,041	1,062	5,322	74,159	25,880	12,022,744	-	-	-	-	-	-	-	12,022,744
7959 SRF Construction	-	-	5,936,985	7,781,266	16,519,945	7,832,812	2,060,843	40,131,852	-	-	-	-	-	-	-	40,131,852
7980 Operations & Maintenance	190,811	2,971	138,066	83,898	85,983	90,619		592,348	-	-	-	-	-	-	-	592,348
7990 Project Financing	48,092,864	14,236,187	9,053,457	9,422,840	12,415,903	15,031,779	10,091,974	118,345,004	-	-	-	-	-	-	-	118,345,004
7995 Project Eligible - Off Formula Costs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
7999 Non Federal Participating Costs	221,686	-	-	-	-	-	-	221,686	-	-	-	-	-	-	-	-
Total Expenditures	646,077,564	142,065,337	113,527,239	139,347,823	164,941,656	209,590,496	259,354,963	1,674,905,078	4,712,715	1,351,490	848,626	6,912,831	-	-	-	1,681,817,909
Other Financing Sources (Uses)																
Transfers From Other Diversion Funds	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Transfers to Other Diversion Funds	-	659,566	1,250,000	1,395,000	1,650,000	1,650,000	1,100,000	7,704,566	-	-	-	-	-	-	-	7,704,566
Total Other Financing Sources (Uses)	-	659,566	1,250,000	1,395,000	1,650,000	1,650,000	1,100,000	7,704,566	-	-	-	-	-	-	-	7,704,566

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

	FM Diversion Project Fund	Budget Fund	Risk Sharing Fund	Grand Total
Assets				
Cash	\$ 247,768,500	\$ 864,555	\$ 10,000,000	\$ 258,633,054
Cash Horace 3.01 MIT	4,695,326	-		4,695,326
Cash BRRWD	9,542,811	-		9,542,811
Cash Held In Trust at BND				
Excess Revenue Fund	747,243	-	-	747,243
Temp Debt Obligation Fund	2,593,275	-	-	2,593,275
Authority Loan Fund	391,358	-		391,358
P3 Reserve Fund	16,692,486	-	-	16,692,486
SRF Loan Reserve Fund	2,364,023			2,364,023
WIFIA Loan Reserve Fund	1,072,596			1,072,596
Revenue Fund	3,920			3,920
Prepaid Expense	1,180,566	-	-	1,180,566
Refundable Deposit	51,000			51,000
Total assets	287,103,103	864,555	10,000,000	297,967,658
Liabilities				
Vouchers payable	(120,747)	-	-	(120,747)
Retainage payable	252,641	-	-	252,641
Rent Deposit	13,250	-	-	13,250
Total liabilities	145,144	-	-	145,144
NET POSITION	\$ 286,957,959	\$ 864,555	\$ 10,000,000	\$ 297,822,514

Month Reported	Cash
Jan-26	\$ 224,584,549
Feb-26	\$ 184,456,940
Mar-26	\$ 180,733,254
Apr-26	\$ 217,050,880
May-26	\$ 212,919,177
Jun-26	\$ 253,980,536
Jul-26	\$ 168,503,367
Aug-26	\$ 265,318,159
Sep-26	\$ 258,633,054
Oct-26	
Nov-26	
Dec-26	

Summary Of Expenses
EXP-2026-08

Monday, September 14, 2026

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.11-00	8/27/2026	356278	Cass County Government	\$85,520.83	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Full Time Staff / Salaries				\$85,520.83			
770-7910-429.20-01	8/27/2026	356278	Cass County Government	\$12,469.92	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Health Insurance				\$12,469.92			
770-7910-429.20-03	8/27/2026	356278	Cass County Government	\$200.00	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Dental Insurance				\$200.00			
770-7910-429.20-06	8/27/2026	356278	Cass County Government	\$43.80	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Vision Insurance				\$43.80			
770-7910-429.21-01	8/27/2026	356278	Cass County Government	\$5,077.32	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Social Security				\$5,077.32			
770-7910-429.21-02	8/27/2026	356278	Cass County Government	\$1,187.42	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Medicare				\$1,187.42			
770-7910-429.22-07	8/27/2026	356278	Cass County Government	\$11,165.66	STAFF SALARY JULY 2026	V00106	EXECUTIVE DIRECTOR
Pension Benefits / Retirement				\$11,165.66			
770-7910-429.34-15	8/13/2026	355969	Network Center Inc.	\$662.13	IT TECHNICAL SERVICES	V13801	IT SERVICE AGREEMENT
	8/20/2026	356176	Network Center Inc.	\$995.00	NETWORK CENTER IT SERVICE	V13801	IT SERVICE AGREEMENT
	8/27/2026	356289	CONSOLIDATED COMMUNIC	\$512.50	AUG-SEPT 2026	V00106	EXECUTIVE DIRECTOR
Technical Services / Computer Services				\$2,169.63			
770-7910-429.38-99	8/27/2026	356278	Cass County Government	\$2,800.00	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
Other Services / Other Services				\$2,800.00			
770-7910-429.43-50	8/27/2026	356278	Cass County Government	\$410.03	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
Repair and Maintenance / Maintenance Service Contract				\$410.03			
770-7910-429.53-20	8/27/2026	356278	Cass County Government	\$367.52	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
Communications / Cellular Phone Service				\$367.52			
770-7910-429.56-60	8/27/2026	356278	Cass County Government	\$1,590.65	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
In State Travel / In State Travel Expenses				\$1,590.65			

Summary Of Expenses
EXP-2026-08

Monday, September 14, 2026

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.57-60	8/27/2026	356278	Cass County Government	\$1,492.94	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
Out of State Travel / Out of State Travel Exp				\$1,492.94			
770-7910-429.59-11	8/27/2026	356278	Cass County Government	\$122.50	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
Education / Dues/Membership Outstate				\$122.50			
770-7910-429.61-10	8/27/2026	356278	Cass County Government	\$49.98	SHIPPING CONTAINER USED	V00106	EXECUTIVE DIRECTOR
General Supplies / Office Supplies				\$49.98			
770 Subtotal				\$124,668.20			
790-0000-206.10-00	8/6/2026	355789	Schmidt and Sons Inc.	\$35,300.00	PAY FINAL RETAINAGE	V03821	TO34 - OIN 856 & 1972
	8/13/2026	355993	Schmidt and Sons Inc.	\$11,533.44	PAY VENDOR RETAINAGE	V03824	TO14-WP38C-OIN 1912
Retainage				\$46,833.44			
790-7910-429.33-25	8/27/2026	356358	OHNSTAD TWICHELL PC	\$90,296.21	8/10/26 LEGAL SERVICES	V00102	General & Admin. WIK
Other Services / Legal Services				\$90,296.21			
790-7910-429.34-20	8/6/2026	355689	C THREE MEDIA, LLC	\$8,530.76	7/1-7/15/26 VIDEO SERVICE	V08601	VIDEOGRAPHY
	8/20/2026	356174	Neon Loon Communications, LL	\$10,137.50	#3 COMMUNICATION SERVICES	V09601	COMMUNICATIONS SUPPORT
Technical Services / Marketing / Public Relat.				\$18,668.26			
790-7910-429.34-56	8/24/2026	EK08260	City of Fargo	\$18,547.00	FISCAL AGENT FEE - 08/26	V05902	MONTHLY FISCAL AGENT FEE
Technical Services / FMDA Fiscal Agent Fees				\$18,547.00			
790-7910-429.42-05	8/13/2026	355854	Ambassador, Inc.	\$925.00	OFFICE CLEANING 5X WEEK	V10501	JANITORIAL SERVICES
Cleaning Services / Custodial Services				\$925.00			
790-7910-429.43-50	8/6/2026	355773	ACONEX (North America) INC	\$154,303.47	YR11 7/14-7/13/27 CLOUD	V01401	8 Year Service Agreement
Repair and Maintenance / Maintenance Service Contract				\$154,303.47			

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790-7915-429.33-05	8/6/2026	355698	MOORE ENGINEERING INC	\$2,201.00	FM DIVERSION-DESIGN CORDN	V01201	Cass Joint Water OHB
	8/13/2026	355850	AECOM	\$6,988.50	CULTURAL RESOURCES INVEST	V01004	SEAI CULTURAL RES INVEST
	8/20/2026	356056	AECOM	\$5,729.00	#2 CULTURAL RESOURCES INV	V01004	SEAI CULTURAL RES INVEST
	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$303,739.58	REACH SE-1B 06/26	V01633	DESIGN & CONST. SUPPORT
	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$263,073.67	H & H SUPPORT	V01634	H&H MITIG. & PERMIT SUPPO
	8/27/2026	356283	MOORE ENGINEERING INC	\$1,993.75	MEI	V01201	Cass Joint Water OHB
Other Services / Engineering Services				\$583,725.50			
790-7920-429.33-05	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$36,953.26	REACH SE-1B 06/26	V01633	DESIGN & CONST. SUPPORT
	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$46,173.75	H & H SUPPORT	V01634	H&H MITIG. & PERMIT SUPPO
Other Services / Engineering Services				\$83,127.01			
790-7920-429.33-79	8/13/2026	355877	CH2M Hill Engineers Inc	\$492,567.08	PROGRAM MGMT & SERVICES	V00211	CH2M HILL-6/2019-12/2021
	8/13/2026	355877	CH2M Hill Engineers Inc	\$579,930.48	PROGRAM MGMT JUNE 2026	V00212	P3 PROCUREMENT SUPPORT
Other Services / Construction Management				\$1,072,497.56			

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790-7930-429.33-05	8/6/2026	355698	HDR Engineering, Inc.	\$3,107.65	TASK ORDER 3 PROP ACQUISN	V01201	Cass Joint Water OHB
	8/6/2026	355698	HDR Engineering, Inc.	\$949.65	TASK ORDER 2 PROP ACQUISN	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$576.00	CONDEMNATION THRU 8/30/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$228.00	CONDEMNATION THRU11/29/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$2,736.00	CONDEMNATION THRU 11/1/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$747.00	CONDEMNATION THRU 9/30/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$3,989.34	CONDEMNATION THU 5/13/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$977.00	CONDEMNATION THRU 8/2/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$1,197.00	CONDEMNATION THRU 5/30/26	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$3,981.00	CONDEMNATION OF ROW SERVS	V01201	Cass Joint Water OHB
	8/6/2026	355698	Prosource Technologies, Inc	\$10,767.08	CONDEMNATION THRU 6/28/25	V01201	Cass Joint Water OHB
	8/6/2026	355698	SRF Consulting Group	\$13,115.77	TASK ORDER 2	V01201	Cass Joint Water OHB
	8/6/2026	355698	ULTEIG ENGINEERS INC	\$394.00	CONDEMNATION ROW	V01201	Cass Joint Water OHB
	8/13/2026	355849	ADVANCED ENGINEERING I	\$81,289.84	AE2S TO #2 2026-2028 SRVS	V00303	TO 02 - CONSULTING SERVICES
	8/20/2026	356054	ADVANCED ENGINEERING I	\$89,220.30	AE2S TO #2 26-28 SERVICES	V00303	TO 02 - CONSULTING SERVICES
	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$134,870.22	REACH SE-1B 06/26	V01633	DESIGN & CONST. SUPPORT
	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$1,871.00	H & H SUPPORT	V01634	H&H MITIG. & PERMIT SUPPO
	8/27/2026	356283	Prosource Technologies, Inc	\$1,728.43	PROSOURCE TASK ORDER 3	V01201	Cass Joint Water OHB
	8/27/2026	356283	ULTEIG ENGINEERS INC	\$63.00	ULTEIG TASK ORDER 3	V01201	Cass Joint Water OHB
Other Services / Engineering Services				\$351,808.28			

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790-7930-429.33-25	8/6/2026	355698	Larkin Hoffman Attorneys	\$2,600.00	NESS FAMILY TRUST FLOWAGE	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$320.00	ALAN & JUNE KOPPP FLOWAGE	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$160.00	TIM & SHARON SCHULTZ	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$440.00	RON & MELISSA HEESCH	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$520.00	PATRICK & LORI ANDERSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$2,120.00	NELSON TRUST	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$240.00	MELVIN ALM & RICKY FLOWAG	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$80.00	LIEF & DANIELLE OLSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$400.00	KALINOWSKI, MATT & STEPH	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$1,880.00	JOHNSON, LARRY & JUNE FLW	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$320.00	CHRISTIANSON, CHARLIE SHI	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$5,920.00	RICHLAND/CASS COS/APPLICA	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$400.00	JEFF & CHAR NELSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$720.00	ALLAN & MARY SWENSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$160.00	BECCA SAUNDERS	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$1,343.00	COLEHOUR/THE QUINLAND FRM	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$480.00	DALL ISRAELSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$360.00	HAYED ED	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$240.00	ISRAELSON LAND PARTNERSHP	V01201	Cass Joint Water OHB
	8/6/2026	355698	Larkin Hoffman Attorneys	\$1,720.00	ISRAELSON, GARY & NANCY	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,970.50	ISRAELSON LAND PARTNERSHP	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$5,071.50	STUART & PAT BOYER	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$2,068.50	KALINOWSKI, MATT & STEPHA	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,567.00	MELVIN ALM & RICKY FLOWAG	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,062.00	TYLER & KIM RUPP	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,072.50	JEFF & CHAR NELSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,552.50	MICHAEL & DARLA RUFR	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,552.50	MICHELLE K JOHNSON RLT	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,173.00	NESS FAMILY FARM LLP	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$966.00	SCOTT & VICKI TURNER	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$517.50	HIGH PLAINS PROPERTIES LL	V01201	Cass Joint Water OHB

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790-7930-429.33-25	8/6/2026	355698	OHNSTAD TWICHELL PC	\$537.00	CHARLES & RUTH EVERETT	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$793.50	OLSON, LIEF & DANIELLEQ	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,621.50	2025 CONSOLIDATED ACTION	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$2,173.50	COSSETTE LAWRENCE WAYNE	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$246.00	2023 CONSOLIDATED ED ACTN	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$655.50	HEESCH, RONALD & MELISSA	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$3,382.48	AALAND LAW OPEN RECORD RQ	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$3,277.50	AARON & KATIE CARLSON	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$3,174.00	BRASSE FAM	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$5,849.50	COSE, PAUL & MARGARET	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$12,627.50	DUCHSCHERER, BRIAN & KELL	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$310.50	GEORGE & SHARON RICHARD	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$103.50	GRANHOLT, CRAIG & LAVONNE	V01201	Cass Joint Water OHB
	8/6/2026	355698	OHNSTAD TWICHELL PC	\$1,380.00	GRANHOLT, JOSHUA & SUSIE	V01201	Cass Joint Water OHB
	8/6/2026	355750	Larkin Hoffman Attorneys	\$55.00	PROFESSIONAL SERV 6/30	V14801	LEGAL SERVICES
	8/27/2026	356283	Larkin Hoffman Attorneys	\$19,494.50	LARKIN HOFFMAN	V01201	Cass Joint Water OHB
	8/27/2026	356283	OHNSTAD TWICHELL PC	\$83,851.51	OHNSTAD TWICHELL	V01201	Cass Joint Water OHB
Other Services / Legal Services				\$178,529.49			
790-7930-429.33-32	8/6/2026	355698	CROWN APPRAISALS	\$93,000.00	FM DIVERSION, COLEHOUR FM	V01201	Cass Joint Water OHB
	8/27/2026	356283	CROWN APPRAISALS	\$13,225.00	CROWN APPRAISALS TO 7	V01201	Cass Joint Water OHB
Other Services / Appraisal Services				\$106,225.00			
790-7930-429.33-47	8/27/2026	356378	Jodi Smith	\$2,015.00	CONSULTION JULY	V13701	LAND ACQUISITION CONSULTIN
Other Services / Consulting Services				\$2,015.00			
790-7930-429.33-79	8/13/2026	355877	CH2M Hill Engineers Inc	\$10,772.09	PROP ACQIUS & MGMT SRVS	V00210	CH2M HILL-LAND ACQUISITON
	8/13/2026	355877	CH2M Hill Engineers Inc	\$73,538.15	PROGRAM MGMT JUNE 2026	V00212	P3 PROCUREMENT SUPPORT
Other Services / Construction Management				\$84,310.24			
790-7930-429.34-65	8/6/2026	355698	Soil Borings	\$500.00	SOIL BORING COMPENSATION	V01201	Cass Joint Water OHB
Technical Services / Right of Entry Requests				\$500.00			

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790-7930-429.38-95	8/20/2026	356152	JT LAWN SERVICE LLC	\$684.00	SERVICES 5021 171ST AVE	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$1,755.00	SERVICES 9822 ROBIN RD	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$717.00	SERVICES 5057 171 AVE S	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$126.00	SERVICES 4938 KLITZKE DR	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$6,008.00	SERVICES 317 MAIN AVE	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$438.00	SERVICES 311 LIBERTY LN	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$2,038.00	SERVICES 205 MAIN ST	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$2,835.00	SERVICES 174 1/2 AVE SE	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$533.00	SERVICES 17166 49TH ST SE	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$696.00	SERVICES 170TH AVE SE	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$300.00	SERVICES 5067 171ST AVE	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$3,324.00	SERVICES 16678 3RD ST S	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$783.00	SERVICES 13689 3RD ST S	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$450.00	SERVICES 12909 3RD ST S	V10401	MOWING/WEED CONTROL MGM
	8/20/2026	356152	JT LAWN SERVICE LLC	\$2,592.00	SERVICES 17456 49TH ST SE	V10401	MOWING/WEED CONTROL MGM
	8/27/2026	356334	JT LAWN SERVICE LLC	\$2,100.00	SEED BED PREP	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356334	JT LAWN SERVICE LLC	\$2,100.00	SEED BED PREP & LOW DIVER	V01701	ND LAND PURCH-OUT OF TOWN
Other Services / Mowing Services				\$27,479.00			
790-7930-429.52-70	8/13/2026	356020	Watts and Associates, Inc.	\$11,557.11	CROP LOSS COMP PROGRAM	V06901	CROP INSURANCE DEVELOPMN
Insurance / Crop Insurance				\$11,557.11			
790-7930-429.62-51	8/6/2026	355698	Cass County Electric Cooperativ	\$70.57	LOC: 139-160-0331	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356276	Cass County Electric Cooperativ	\$226.31	CCEC DIVER 1184422 6/30-	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356276	Cass County Electric Cooperativ	\$110.00	CCEC HORACE 1184422 6/30-	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356276	Cass County Electric Cooperativ	\$69.69	CCEC WILD RICE 1184422	V01701	ND LAND PURCH-OUT OF TOWN
Energy / Electricity				\$476.57			

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790-7930-429.67-12	8/27/2026	356283	2040 - SOLBERG 1	\$270,080.40	TITLE CO RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2046 - LUECKE 1	\$270,080.40	TITLE CO RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2047 - LUECKE 2	\$270,080.40	TITLE CO RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2183 - LUECKE 2	\$270,080.40	TITLE CO RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2184 - CARLSON 2	\$270,080.40	TITLE CO RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Commercial Buildings				\$1,350,402.00			
790-7930-429.71-30	8/6/2026	355698	1075X2 - ANDREW COSSETT	\$18,730.00	REIMB FIELD APPROACH INSL	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	0547N - CASS COUNTY JOINT	(\$5,699.57)	EXCAHNGE 547X PURCH 2367N	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	0831 - LOFFELMACHER	(\$29,750.00)	TITLE CO SALES	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	9258 - CIRKS	(\$177,194.12)	TITLE CO SALE	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	9405 - NORDICK	(\$8,250.00)	CO LAND SALE	V01701	ND LAND PURCH-OUT OF TOWN
	8/21/2026	EK08260	0547N - CASS COUNTY JOINT	\$5,699.57	RECLASS DIVERSION LAND	V01701	ND LAND PURCH-OUT OF TOWN
	8/21/2026	EK08260	0831 - LOFFELMACHER	\$29,750.00	RECLASS DIVERSION LAND	V01701	ND LAND PURCH-OUT OF TOWN
	8/21/2026	EK08260	9258 - CIRKS	\$177,194.12	RECLASS DIVERSION LAND	V01701	ND LAND PURCH-OUT OF TOWN
	8/21/2026	EK08260	9405 - NORDICK	\$8,250.00	RECLASS DIVERSION LAND	V01701	ND LAND PURCH-OUT OF TOWN
Land / Land Purchases				\$18,730.00			
790-7930-429.71-31	8/6/2026	355698	1950 - ASKEGAARD 9	(\$979.17)	OVERAGE ATTORN FEES	V01701	ND LAND PURCH-OUT OF TOWN
	8/6/2026	355698	1963 - ASKEGAARD 9	(\$979.17)	OVERAGE ATTORN FEES	V01701	ND LAND PURCH-OUT OF TOWN
	8/6/2026	355698	1966 - ASKEGAARD 9	(\$979.16)	OVERAGE ATTORN FEES	V01701	ND LAND PURCH-OUT OF TOWN
	8/6/2026	355698	7110 - LEIF & DANELLE OLS	\$51,979.51	BUYS SETTLE STMT OIN 7110	V01701	ND LAND PURCH-OUT OF TOWN
	8/6/2026	355698	8782 - ALM, MELVIN JOHN E	(\$5,159.37)	OVERAGE ATTORN FEES	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2040 - SOLBERG 1	\$595,534.93	TITLE COQ	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2042 - MATHISON 3	\$75,656.84	ATTORNEY FEES HERTSGAARD	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2042 - MATHISON 3	\$293,250.00	FLOW EASEMENT HERTSGAARD	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2046 - LUECKE 1	\$595,534.92	TITLE COQ	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2047 - LUECKE 2	\$595,534.92	TITLE COQ	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2183 - LUECKE 2	\$595,534.92	TITLE COQ	V01701	ND LAND PURCH-OUT OF TOWN
	8/27/2026	356283	2184 - CARLSON 2	\$595,534.93	TITLE COQ	V01701	ND LAND PURCH-OUT OF TOWN
Land / Easements				\$3,390,464.10			

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790-7930-429.73-20	8/6/2026	355789	Schmidt and Sons Inc.	\$118,570.00	STRUT MITI 38C 5/15-7/13	V03821	TO34 - OIN 856 & 1972
	8/6/2026	355789	Schmidt and Sons Inc.	\$306,129.50	2/19-7/15 PROP MITI 38C	V03822	TO20 - OIN 2014
	8/6/2026	355789	Schmidt and Sons Inc.	\$50,467.00	5/22-7/2/26 PROP MIT 38C	V03835	TO64-WP38C-OIN 8466
	8/13/2026	355993	Schmidt and Sons Inc.	\$29,000.00	PROP MITI OIN 1912	V03824	TO14-WP38C-OIN 1912
	8/20/2026	356132	HOUGH INC	\$92,800.00	WP-38C PROP MIT PYMT #1	V13606	TO40-WP38C-OIN 9403 9404
	8/27/2026	356328	INDUSTRIAL BUILDERS INC	\$246,386.00	PROP MITI 3/26-7/15 WP38C	V06020	TO68-WP38C-OIN 2002
	8/27/2026	356345	Lyle Wilkens Inc.	\$185,287.50	WP38C PROP MITI 4/11-7/30	V15601	TO29-WP38C-OIN 2016
Infrastructure / Site Improvements				\$1,028,640.00			
790-7931-429.33-05	8/6/2026	355702	SRF Consulting Group	\$8,294.10	SRF # 2 MCCJPA RELOCATION	V06201	MCCJPA - MN ROE
Other Services / Engineering Services				\$8,294.10			
790-7931-429.33-25	8/6/2026	355702	Larkin Hoffman Attorneys	\$240.00	LARKIN HOFFMAN 877158	V06201	MCCJPA - MN ROE
	8/6/2026	355702	Larkin Hoffman Attorneys	\$197.50	LARKIN HOFFMAN 877159	V06201	MCCJPA - MN ROE
Other Services / Legal Services				\$437.50			
790-7931-429.38-95	8/27/2026	356334	JT LAWN SERVICE LLC	\$14,332.50	SEED BED PREP	V02301	MN LAND PURCHASES
Other Services / Mowing Services				\$14,332.50			
790-7931-429.54-10	8/6/2026	355702	Clay County Union	\$36.00	UNION INVOICE 3278	V06201	MCCJPA - MN ROE
Advertising / Legal Publications				\$36.00			
790-7931-429.62-51	8/20/2026	356175	RED RIVER VALLEY COOPE	\$642.89	NESS REIMBURSEMENT RRVCP	V02301	MN LAND PURCHASES
Energy / Electricity				\$642.89			
790-7931-429.67-11	8/6/2026	355702	0250N - MOORHEAD CLAY C	\$18,316.00	KEN & TINA BYE 250 RELOCA	V02301	MN LAND PURCHASES
	8/6/2026	355702	0250N - MOORHEAD CLAY C	\$971.00	WILL BYE 250 RELOCATION	V02301	MN LAND PURCHASES
Relocation / Residential Buildings				\$19,287.00			
790-7931-429.71-30	8/25/2026	EK08260	1879N - MOORHEAD CLAY C	\$500.00	RECLASS MCCJPA PROCEEDS	V02301	MN LAND PURCHASES
Land / Land Purchases				\$500.00			
790-7931-429.71-31	8/25/2026	EK08260	1237 - BNSF	\$3,596.98	RECLASS MCCJPA PROCEEDS	V02301	MN LAND PURCHASES
	8/25/2026	EK08260	1256 - NESS 2	\$3,596.97	RECLASS MCCJPA PROCEEDS	V02301	MN LAND PURCHASES
Land / Easements				\$7,193.95			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7931-429.73-20	8/27/2026	356326	HOUGH INC	\$54,237.50	WP-38C PROP MITIGATION	V13608	TO28-WP38C - OIN 1252
	8/27/2026	356328	INDUSTRIAL BUILDERS INC	\$177,091.00	PROP MITI WP38C 3/30-7/3	V06021	TO61-WP38C-OIN 1826
Infrastructure / Site Improvements				\$231,328.50			
790-7940-429.33-06	8/20/2026	356069	BRAUN INTERTEC CORP	\$7,634.75	CONCRETE TESTING/LAB FEES	V00402	TESTING - WP-43 & WP-28A
	8/20/2026	356069	BRAUN INTERTEC CORP	\$450.00	SERVICES THROUGH 6/30/26	V00402	TESTING - WP-43 & WP-28A
	8/20/2026	356069	BRAUN INTERTEC CORP	\$19,372.20	TO #5 TESTING SERVICES	V00407	TASK ORDER #5
	8/20/2026	356069	BRAUN INTERTEC CORP	\$12,808.50	TASK ORDER #6 SHEYENNE MI	V00408	TO06-SHEYENNE RIVER MIT
Other Services / Quality Testing				\$40,265.45			
790-7940-429.34-50	9/4/2026	RS082600	City of Horace	\$29.66	AUG 26 DIV/ADMIN FEE	V11602	HORACE-ESCROW PFM FEES
Technical Services / Investment Management Svc				\$29.66			
790-7941-429.33-05	8/27/2026	356286	MOORE ENGINEERING INC	\$3,241.00	COMSTOCK LAGOON PROJECT	V10102	LAGOON
Other Services / Engineering Services				\$3,241.00			
790-7941-429.34-50	9/8/2026	RS082600	BUFFALO-RED RIVER WATE	\$43.07	AUG 26 INT/ADMIN FEES	V08304	BRRWD-ESCROW PFM FEES
Technical Services / Investment Management Svc				\$43.07			
790-7941-429.73-59	8/6/2026	355702	CLAY COUNTY AUDITOR	\$1,542,759.29	ACCT 90 SELLIN BRO APP 5	V08303	COMSTOCK HIGHWAY 2
Infrastructure / Street & Roadway System				\$1,542,759.29			
790-7950-429.33-05	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$51,846.48	REACH SE-1B 06/26	V01633	DESIGN & CONST. SUPPORT
	8/27/2026	356347	MOORE ENGINEERING INC	\$7,100.50	MRWRD REQ26 MEI 6/21-7/25	V08901	MAPLE RIVER-DRAIN EXPENSE
	8/27/2026	356373	MOORE ENGINEERING INC	\$5,393.06	RUSH RIVER WRD REQ #36	V08801	RUSH RIVER-DRAIN EXPENSE
	8/27/2026	EK08260	HDR Engineering, Inc.	\$32,017.17	HDR ENGINEERING INC	V05405	LEVEE/FLOODWALL - BELMONT
Other Services / Engineering Services				\$96,357.21			
790-7950-429.33-06	8/20/2026	356069	BRAUN INTERTEC CORP	\$104,339.75	BRAUNT TO #4 P3 OBSERVATI	V00406	TASK ORDER #4
Other Services / Quality Testing				\$104,339.75			
790-7950-429.33-25	8/27/2026	356347	OHNSTAD TWICHELL PC	\$969.00	MRWRD REQ 26 OHNSTAD TWIC	V08901	MAPLE RIVER-DRAIN EXPENSE
Other Services / Legal Services				\$969.00			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7950-429.38-99	8/6/2026	355822	3D Specialties Inc.	\$29,575.00	6/8-7/21/26 MIT SIG WP60B	V14402	WP60B-FOREST MIT SIGNAGE
	8/27/2026	EK08260	Camrud Maddock Olson Larson	\$3,264.97	CAMRUD MADDOCK OLSON & LA	V05401	DEMOLITION/LEVEE-HARWOOD
Other Services / Other Services				\$32,839.97			
790-7950-429.41-05	8/6/2026	355699	Cass Rural Water	\$30.05	18789 - 5/27-6/30/26	V05006	DIVERSION INLET UTILITY
Utility Services / Water and Sewer				\$30.05			
790-7950-429.73-52	8/27/2026	356374	Schmidt and Sons Inc.	\$44,670.93	WP52F PROP MITI 6/23-7/21	V03834	N PLEASANT CEMETARY FLD
	8/5/2026	EK08260	Red River Valley Alliance LLC	\$2,554,404.80	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	8/24/2026	EK08260	Red River Valley Alliance LLC	\$1,197,355.80	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	8/26/2026	EK08260	Red River Valley Alliance LLC	\$636,382.20	RECORD WIRE MILESTON PMT	V11402	MILESTONE PAYMENTS
	8/27/2026	EK08260	Key Contracting Inc	\$826,384.67	KEY CONTRACTING INC	V05405	LEVEE/FLOODWALL - BELMONT
Infrastructure / Flood Control				\$5,259,198.40			
790-7950-429.73-58	8/27/2026	EK08260	City of Fargo	\$16,344.00	City of Fargo	V05419	STORM LIFT STATION #24
Infrastructure / Storm Sewer Systems				\$16,344.00			
790-7950-429.73-59	8/27/2026	356363	PCiRoads LLC	\$229,097.80	WP31B I29 REPAIR 6/27-7/3	V15501	CONCRETE REMOVAL
Infrastructure / Street & Roadway System				\$229,097.80			
790-7950-429.73-70	8/20/2026	356083	Cass Rural Water	\$6,484.36	CASS RURAL WATER TO #9	V05016	TO 9 - WP38C DISCONNECTS
	8/27/2026	356369	RJ Zavoral & Sons Inc.	\$924,168.51	WP47F CONTRACT A UTILITY	V14702	CRW RING LEVEE & WELLS
Infrastructure / Utilities				\$930,652.87			
790-7952-429.33-05	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$2,991.98	REACH SE-1B 06/26	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$2,991.98			
790-7955-429.33-05	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$8,970.00	IN TOWN LEVEEES WP-42	V02827	IN TOWN LEVY MAINTENANCE
Other Services / Engineering Services				\$8,970.00			
790-7959-429.33-05	8/27/2026	EK08260	HOUSTON ENGINEERING IN	\$56,856.07	HOUSTON ENGINEERING INC	V05438	NR25D-STRM LFT RHB #41,42
	8/27/2026	EK08260	HOUSTON ENGINEERING IN	\$284.85	HOUSTON ENGINEERING INC	V05439	NR26C-STRM LFT RHAB #40
Other Services / Engineering Services				\$57,140.92			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7959-429.73-52	8/27/2026	EK08260	CC STEEL, LLC	\$512,085.72	CC STEEL, LLC	V05438	NR25D-STRM LFT RHB #41,42
	8/27/2026	EK08260	JDP Electric Inc.	\$14,869.80	JDP ELECTRIC INC	V05438	NR25D-STRM LFT RHB #41,42
Infrastructure / Flood Control				\$526,955.52			
790-7990-429.33-05	8/20/2026	356136	HOUSTON-MOORE GROUP L	\$45,049.00	REACH SE-1B 06/26	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$45,049.00			
790-7990-429.33-25	8/27/2026	356358	OHNSTAD TWICHELL PC	\$48,560.80	8/10/26 LEGAL SERVICES	V00102	General & Admin. WIK
	8/27/2026	356383	Swanson & Warcup	\$3,671.39	PROFESSIONAL SERVICES	V14501	LEGAL SERVICES
Other Services / Legal Services				\$52,232.19			
790-7990-429.33-47	8/20/2026	356198	Program Advisor Services, LLC	\$39,008.00	CONSULTING SERV FOR FLOOD	V05801	CONSULTING SERVICES
Other Services / Consulting Services				\$39,008.00			
790-7990-429.34-57	8/25/2026	20706	BANK OF NORTH DAKOTA	\$18,547.00	BND TRUSTEE FEE 8/2026	V08502	MONTHLY TRUSTEE FEE
Technical Services / FMDA Trustee Fees BND				\$18,547.00			
790-7990-429.34-59	8/27/2026	356367	P3 Collaborative LLC, Christoph	\$17,029.85	CHRIS KANE TDRB	V14301	TECHNICAL DISPUTE BOARD
Technical Services / Outside Consultant				\$17,029.85			
790-7998-555.90-81	8/24/2026	EK08260	Diversion Admin Budget Transfe	\$0.00	ANNUAL ADMIN BDGT TRF-AUG	VADMIN	Diversion Administration
FMDA Admin. Budget Fund				\$0.00			
790 Subtotal				\$17,926,204.66			

Total Amount Invoiced this period:	\$18,050,872.86	
	\$46,833.44	Less Paid Retainage
	\$18,004,039.42	Total Less Paid Retainage

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
LAND PURCHASE	\$453,735,958.35	\$453,735,958.35	\$0.00	Land Purchase
RED RIVER VALLEY ALLIANCE LLC	\$330,034,630.06	\$330,034,630.06	\$0.00	P3 Developer payments
CH2M HILL ENGINEERS INC	\$170,151,045.01	\$154,074,761.05	\$16,076,283.96	Project & Construction Management
HOUSTON-MOORE GROUP LLC	\$100,116,613.06	\$92,593,927.17	\$7,522,685.89	Engineering Services
ARMY CORP OF ENGINEERS	\$71,882,397.00	\$71,882,397.00	\$0.00	Local Share
INDUSTRIAL BUILDERS INC	\$68,344,501.46	\$68,160,054.76	\$184,446.70	2nd St N Pump Station Project and 2nd St Floodwall, South of Pu
NORTH DAKOTA PUBLIC FINANCE AUTHORIT	\$55,939,800.00	\$55,939,800.00	\$0.00	Debt Service
KEY CONTRACTING INC	\$43,014,660.87	\$43,014,660.87	\$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	\$31,277,307.06	\$31,277,307.06	\$0.00	Legal Services
MEYER CONTRACTING	\$19,244,280.80	\$19,244,280.80	\$0.00	WP-43CD and Gatewell - PVD & Surcharge Installation
ADVANCED ENGINEERING INC	\$18,590,861.61	\$16,192,767.94	\$2,398,093.67	Lands Management and Public Outreach
INDUSTRIAL CONTRACT SERVICES INC	\$18,419,743.64	\$18,419,743.64	\$0.00	4th St Pump Station and 2nd Street Floodwall
CASS COUNTY JOINT WATER RESOURCE DI	\$15,126,609.47	\$15,126,609.47	\$0.00	O/H/B Ring Levee, DPAC, Postage, Miscellaneous
DORSEY & WHITNEY LLP	\$14,025,894.82	\$14,025,894.82	\$0.00	Legal Services
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
MOORE ENGINEERING INC	\$10,471,176.88	\$8,792,618.50	\$1,678,558.38	Engineering Services
CITY OF FARGO	\$9,973,507.36	\$9,967,868.61	\$5,638.75	Utility Relocation, Accounting Svcs, Interest on Deficit Funds
OKEEFE, OBRIAN, LYSON & FOSS LTD	\$9,962,512.68	\$9,962,512.68	\$0.00	FLDBUY - COF Flood Home Buyouts
RJ ZAVORAL & SONS INC.	\$8,733,300.18	\$1,496,372.59	\$7,236,927.59	Raymond Township Mobility Improvements
HOUSTON ENGINEERING INC	\$8,397,227.62	\$8,397,227.62	\$0.00	Engineering Services
SCHMIDT AND SONS INC.	\$8,250,213.86	\$7,294,807.41	\$955,406.45	Residential Demolition in Oxbow
CASS COUNTY GOVERNMENT	\$7,629,624.15	\$7,629,624.15	\$0.00	Gravel on County Rd 17 Bypass
CASS RURAL WATER	\$7,519,341.70	\$7,466,650.68	\$52,691.02	Utilities and Utility Relocation
CASS COUNTY ELECTRIC COOPERATIVE	\$6,784,480.05	\$5,309,980.98	\$1,474,499.07	Electrical Services
MINNKOTA POWER COOPERATIVE	\$6,377,657.43	\$5,787,498.93	\$590,158.50	Utility Relocation

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
ASHURST LLP	\$6,352,853.01	\$6,352,853.01	\$0.00	PPP Legal Counsel
SRF CONSULTING GROUP	\$6,341,707.43	\$4,228,562.28	\$2,113,145.15	Engineering Services
BRAUN INTERTEC CORP	\$5,871,066.41	\$4,944,807.06	\$926,259.35	Materials Testing
NUSTAR PIPELINE OPERATING PARTNERSHIP	\$5,867,251.62	\$5,867,251.62	\$0.00	Utility Relocation
ERNST & YOUNG	\$5,377,000.00	\$5,179,668.60	\$197,331.40	P3 Financial Advisory Services
CLAY COUNTY AUDITOR	\$5,086,907.66	\$5,086,907.66	\$0.00	Property Taxes - MN
AON RISK SERVICES CENTRAL INC	\$4,598,199.57	\$4,519,263.07	\$78,936.50	Risk Advisory Services P3 Pre-Award
SELLIN BROS INC	\$4,487,126.94	\$4,487,126.94	\$0.00	Riverwood Flood Risk Project - Construction
XCEL ENERGY-FARGO	\$4,055,916.11	\$3,737,064.17	\$318,851.94	Utility Relocation
PROSOURCE TECHNOLOGIES, INC	\$3,873,908.66	\$3,713,511.05	\$160,397.61	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
CROWN APPRAISALS	\$3,467,230.00	\$3,159,450.40	\$307,779.60	Flowage Easements Valuation and Appraisal Services
PROGRAM ADVISOR SERVICES, LLC	\$3,409,228.39	\$3,200,501.20	\$208,727.19	Program Consulting 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
HOUGH INC	\$2,760,696.93	\$2,648,386.93	\$112,310.00	Construction WP-42F.2 and Oxbow River Intake & Pumping Syst
HDR ENGINEERING, INC.	\$2,738,397.04	\$2,322,300.85	\$416,096.19	Engineering Services
MINNESOTA DNR	\$2,636,755.60	\$2,617,681.40	\$19,074.20	EIS Scoping and Permit Application
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	\$2,194,242.93	\$412.50	Electronic Data Mgmt and Record Storage System
BANK OF NORTH DAKOTA	\$2,181,519.32	\$2,181,519.32	\$0.00	Legal review fees

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
MINNESOTA NATIVE LANDSCAPES	\$1,865,706.20	\$0.00	\$1,865,706.20	Sheyenne River Benching
URS CORPORATION	\$1,805,670.90	\$1,805,670.90	\$0.00	Cultural Resources Investigations
LINNCO, INC.	\$1,793,193.27	\$1,067,128.11	\$726,065.16	House Demo and Removal
AECOM	\$1,692,603.43	\$1,583,841.91	\$108,761.52	Cultural Resources Investigations
BORDER STATES PAVING, INC	\$1,681,811.69	\$762,980.64	\$918,831.05	Street repairs
CASS COUNTY TREASURER	\$1,664,277.58	\$1,664,277.58	\$0.00	Property Taxes
CC STEEL, LLC	\$1,652,167.01	\$1,652,167.01	\$0.00	Lift Station Improvements
LARKIN HOFFMAN ATTORNEYS	\$1,644,550.57	\$1,644,550.57	\$0.00	Legal Services
REINER CONTRACTING INC	\$1,599,646.21	\$1,599,646.21	\$0.00	El Zagal Flood Risk Management
ULTEIG ENGINEERS INC	\$1,540,037.09	\$1,495,415.09	\$44,622.00	Land Acquisition Services
DIRT DYNAMICS	\$1,491,646.37	\$667,087.37	\$824,559.00	HD18A1 - Oakcreek, Copperfield & Univerisy - Demo
WAGNER CONSTRUCTION INC.	\$1,417,840.62	\$1,417,840.62	\$0.00	Utility Relocation
UNITED STATES GEOLOGICAL SURVEY	\$1,343,840.00	\$1,149,652.73	\$194,187.27	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	\$1,095,658.09	\$1,095,658.09	\$0.00	Utility Relocation
CITY OF HORACE	\$1,080,365.97	\$1,080,365.97	\$0.00	Infrastructure Fund
JT LAWN SERVICE LLC	\$1,053,876.10	\$776,972.50	\$276,903.60	Mowing and weed control
KPH, INC.	\$1,025,640.12	\$1,025,640.12	\$0.00	WP-43D5 Construction
CLERK OF DISTRICT COURT	\$939,044.32	\$939,044.32	\$0.00	FLDBUY - COF Flood Home Buyouts
TERRACON CONSULTING ENGINEERS	\$890,924.41	\$890,924.41	\$0.00	Materials Testing
SBA COMMUNICATIONS	\$851,648.91	\$851,648.91	\$0.00	Utility Relocation
UNITED STATES ENVIRONMENTAL PROTECTIO	\$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
C THREE MEDIA, LLC	\$810,796.15	\$695,926.91	\$114,869.24	Videography Services
NEON LOON COMMUNICATIONS, LLC	\$805,681.47	\$680,746.67	\$124,934.80	Communications Support
APEX ENGINEERING GROUP INC	\$765,500.52	\$765,500.52	\$0.00	Engineering
RED RIVER VALLEY COOPERATIVE ASSOC	\$760,799.59	\$693,259.59	\$67,540.00	Electricity - Home Buyouts

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
DAKOTA CARRIER NETWORK	\$752,723.58	\$727,348.58	\$25,375.00	Utility Relocation
WATTS AND ASSOCIATES, INC.	\$722,307.44	\$610,658.45	\$111,648.99	Crop insurance product development services
FM ELECTRIC INC.	\$722,273.00	\$0.00	\$722,273.00	Utility Relocation
BEAVER CREEK ARCHAEOLOGY	\$710,970.25	\$412,506.20	\$298,464.05	Engineering Services
ERIK R JOHNSON & ASSOCIATES	\$686,572.23	\$686,572.23	\$0.00	Legal Services
NORTHERN IMPROVEMENT COMPANY	\$682,385.59	\$682,385.59	\$0.00	CR-17 asphalt paving
PATCHIN MESSNER VALUATION COUNSELORS	\$675,462.50	\$539,383.75	\$136,078.75	Property Appraisal Services
COMPASS LAND CONSULTANTS, INC	\$643,189.43	\$643,189.43	\$0.00	Property Appraisal Services
BUFFALO-RED RIVER WATERSHED DISTRICT	\$639,846.24	\$639,846.24	\$0.00	Retention Projects - Engineering Services
METROPOLITAN COUNCIL OF GOVERNMENTS	\$637,390.01	\$637,390.01	\$0.00	Digital Aerial Photography
PCIROADS LLC	\$630,701.85	\$412,476.36	\$218,225.49	I-29 Crack Repairs
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
MIDCONTINENT COMMUNICATIONS	\$574,957.29	\$574,957.29	\$0.00	Utility Relocation
RED RIVER BASIN COMMISSION	\$501,000.00	\$501,000.00	\$0.00	Retention Projects - Engineering Services
HOFFMAN & MCNAMARA CO.	\$491,334.67	\$491,334.67	\$0.00	General Landscaping and Planting (WP-42G)
RICK ELECTRIC INC	\$455,200.00	\$455,200.00	\$0.00	Riverwood Flood Risk Project - Electrical
TINJUM APPRAISAL COMPANY, INC.	\$443,600.00	\$259,600.00	\$184,000.00	Property Appraisal Services
ROBERT TRENT JONES	\$440,431.73	\$440,431.73	\$0.00	Oxbow MOU - Golf Course Consulting Agreement
DAWSON INSURANCE AGENCY	\$423,211.66	\$423,211.66	\$0.00	Property Insurance - Home Buyouts
MOODYS INVESTORS SERVICE, INC.	\$382,375.00	\$382,375.00	\$0.00	WIFIA loan fees
COMSTOCK CONSTRUCTION	\$381,057.70	\$92,751.10	\$288,306.60	Maple River Benching Project
MBA	\$380,636.36	\$380,636.36	\$0.00	Golf course and pump house - Oxbow Country Club
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
DFI BRIDGE CORPORATION	\$316,211.21	\$316,211.21	\$0.00	Bridge Construction - Oxbow Country Club

Data Through Date: Friday, August 28, 2026

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
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	\$299,550.00	\$0.00	Cass Rural Water Users District Reservoir A Wellfield
PLEASANT TOWNSHIP	\$295,271.86	\$295,271.86	\$0.00	Building Permit Application
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
LYLE WILKENS INC.	\$273,550.00	\$273,550.00	\$0.00	Property Structure Mitigation
702 COMMUNICATIONS	\$266,892.07	\$266,892.07	\$0.00	Utility Relocation
RED RIVER COMMUNICATIONS	\$260,732.42	\$181,365.42	\$79,367.00	Fiber Relocation
INTEGRA REALTY RESOURCES	\$260,725.00	\$260,725.00	\$0.00	Property Appraisal Services
MLGC	\$255,160.03	\$255,160.03	\$0.00	Utility Relocation
CDM SMITH INC.	\$255,000.00	\$11,088.38	\$243,911.62	Financial Dispute Resolution Board
FORUM COMMUNICATIONS	\$250,021.98	\$250,021.98	\$0.00	Advertising Services
PR FOR GOOD, INC	\$242,482.28	\$242,482.28	\$0.00	Communications Support Services
SERKLAND LAW FIRM	\$242,253.21	\$242,253.21	\$0.00	Legal services
FREDRIKSON & BYRON, PA	\$241,881.28	\$241,881.28	\$0.00	Lobbying Services
GRAY PANNELL & WOODWARD LLP	\$231,300.68	\$231,300.68	\$0.00	Legal Services
GA GROUP, PC	\$228,229.32	\$228,229.32	\$0.00	Government Relations
WILLIAM D. SCEPANIAK, INC.	\$226,235.21	\$226,235.21	\$0.00	ROADWAY RESHAPING & AGGREGATE SURFACING
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
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
KADRMAS LEE & JACKSON, INC.	\$176,164.00	\$176,164.00	\$0.00	Engineering Services

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
EIDE BAILLY LLP	\$172,011.27	\$172,011.27	\$0.00	Audit Services
MUNICIPAL AIRPORT AUTHORITY	\$166,981.00	\$166,981.00	\$0.00	Easement for Airport
SOIL BORINGS	\$166,732.50	\$166,732.50	\$0.00	Soil Borings
SUN ELECTRIC INC.	\$166,000.00	\$166,000.00	\$0.00	Lift Station Electrical Services
LANDVEST, INC.	\$160,000.00	\$0.00	\$160,000.00	Appraisal 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
TUNHEIM CONSTRUCTION, LLC	\$128,134.90	\$0.00	\$128,134.90	AP Wireless Ring Levee
CITY OF COMSTOCK	\$123,300.59	\$123,300.59	\$0.00	Wetland Credits and ROW Easement
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
JODI SMITH	\$112,935.48	\$112,935.48	\$0.00	Consulting Services
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
FLINT GROUP	\$105,020.00	\$94,845.00	\$10,175.00	Website Services
WARREN TOWNSHIP	\$101,604.72	\$101,604.72	\$0.00	SEEDING, ROAD REPAIR, DUST CONTROL

167 Vendors Report Totals: \$1,728,163,738.25 \$1,677,040,843.66 \$51,122,894.59

Data Through Date: Friday, August 28, 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	432	268	131	92%	33	\$1,673,857
BIOGEO	301	267	1	89%	33	\$900,422
HC	131	1	130	100%	0	\$773,435
CHANNEL	722	502	217	100%	3	\$99,122,854
DA_MOB_HORACE	4	2	0	50%	2	\$0
ENV	1	0	0	0%	1	\$0
HC	274	57	217	100%	0	\$3,568,166
LAP01	108	108	0	100%	0	\$7,872,311
LAP02	97	97	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 Improveme	23	15	8	100%	0	\$329,344
ENV	5	5	0	100%	0	\$0
Habitat_Shey	10	10	0	100%	0	\$329,344
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: Friday, August 28, 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	537	482	52	99%	3	\$102,505,504
DRAIN 27	43	43	0	100%	0	\$23,965,462
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	\$13,296,730
SE-3	14	14	0	100%	0	\$1,078,007
SE-4	71	69	0	97%	2	\$10,770,350
SE-5	24	23	0	96%	1	\$973,621
SE-INLET	8	8	0	100%	0	\$2,952,107
SE-RRCS	37	37	0	100%	0	\$7,726,718
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	503	376	83%	175	\$154,433,053
HC	380	4	376	100%	0	\$1,283,123
LEGACY	6	6	0	100%	0	\$759,198
UMA	582	483	0	83%	99	\$152,135,719
UMA-C	59	4	0	7%	55	\$38,567
UMA-W	14	6	0	43%	8	\$216,445
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: Friday, August 28, 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	3,261	1,951	952	89%	358	\$476,334,505

FM Metropolitan Area Flood Risk Management Project
In-Town Levee Work
as of August 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
		WP-42A.1/A.3 - 4th St Pump Station & Gatewell and 2nd St		
V02805	ICS	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	\$ 497,540.38	\$ 497,540.38
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	\$ 48,438,215.00	\$ 48,438,215.00
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>\$ 199,616,986.56</u>	<u>\$ 198,399,547.05</u>

State Revolving Fund (SRF) Status Report
As of 08/31/2026

Total Authorized	\$	51,634,000.00
Funds Received to Date	\$	38,477,570.10
Available Balance Remaining	\$	13,156,429.90

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	\$ 1,379,821.00	17-Nov-25
18	1-Oct 2025 through 28-Feb 2026	\$ 2,685,727.45	17-Apr-26
19	1-Dec 2025 through 30-Apr 2026	\$ 1,048,230.94	12-May-26
20	1-June2026 through 30-June 2026	\$ 8,938.40	20-Aug-26

\$ 38,486,508.73

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
17	1-Oct 2025 through 31-Oct 2025	\$ 1,379,821.00	16-Apr-26
18	1-Oct 2025 through 28-Feb 2026	\$ 2,685,727.00	20-May-26
19	1-Dec 2025 through 30-Apr 2026	\$ 1,048,230.94	03-Aug-26
20	1-June2026 through 30-June 2026		

Total \$ 38,477,570.10

Water Infrastructure Finance and Innovation Act (WIFIA)

WIFIA - N19123ND SWDCAI Project

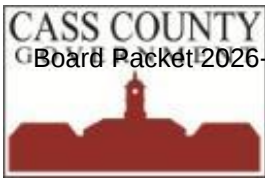
As of 08/31/2026

Total Authorized	\$	569,000,000.00
Funds Received to Date	\$	153,153,936.00
Available Balance Remaining	\$	415,846,064.00

Funds Requested			
Draw Request Number	Period Covered	Amount	Date Submitted
1	12/16/2025 through 1/26/2026	\$ 47,551,060.00	01-Mar-26
2	1/27/026 through 6/30/2026	\$ 105,602,877.00	01-Jul-26
3	6/22/2026 through 7/29/2026	\$ 30,952,551.00	24-Aug-26
4			
5			
6			
7			
8			
9			
10			
Total		\$ 184,106,488.00	
Funds Received			
Draw Request Number	Period Covered	Amount	Date Received
1	12/16/2025 through 1/26/2026	\$ 47,551,060.00	19-Mar-26
2	1/27/026 through 6/30/2026	\$105,602,876.00	29-Jul-26
3			
4			
5			
6			
7			
8			
9			
10			
16			
Total		\$ 153,153,936.00	

Finance Committee Bills from September 2026

Vendor	Description		
Cass County Joint Water Resource District	Diversion bills – Request #145 CCJWRD	\$	3,726,055.70
Rush River Water Resource District	Reimburse construction costs related to MOU	\$	741,509.00
Ohnstad Twichell, P.C.	Legal services rendered through August 21, 2026	\$	145,525.20
City of Christine	Reimburse engineering, appraisal & legal costs related to MOU	\$	97,762.10
Southeast Cass Water Resource District	Reimburse insurance & engineering costs related to MOU	\$	55,072.41
City of Fargo	Reimburse complementary in-town flood projects	\$	21,209.15
City of Comstock	Reimburse engineering and legal costs related to MOU	\$	20,192.80
Clay County	Diversion bills – Request #69 MCCJPA	\$	18,710.55
Rush River Water Resource District	Reimburse engineering costs related to MOU	\$	17,275.95
Marsh & McLennan Agency	Diversion Authority general liability insurance premium	\$	13,539.00
Maple River Water Resource District	Reimburse legal, easement & engineering costs related to MOU	\$	13,718.50
Cass County	Reimburse misc expenses from Diversion Authority office	\$	9,260.25
Jodi Smith	Consulting costs August 2026	\$	3,120.00
Cass County	Reimbursement for mailing and publication costs	\$	1,895.30
Total Bills Received through September 15, 2026		\$	<u>4,884,845.91</u>



SENT VIA EMAIL

**Cass County
Joint Water
Resource
District**

September 10, 2026

Ken Lougheed
Chairman
Leonard, North
Dakota

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

Keith Weston
Manager
Gardner, North Dakota

Greetings:

RE: Metro Flood Diversion Project

Gerald Melvin
Manager
Fargo, North Dakota

Enclosed please find copies of bills totaling \$3,726,055.70 regarding the above-mentioned project.

Jacob Gust
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.

Rick Steen
Manager
Fargo, North Dakota

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

Melissa Hinkemeyer
Director, Secretary

Thank you.

Amy Hepper
Treasurer

Sincerely,

CASS COUNTY JOINT WATER RESOURCE DISTRICT

Melissa Hinkemeyer

Melissa Hinkemeyer
Director

1201 Main Avenue West
West Fargo, ND 58078-1301

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

METRO FLOOD DIVERSION RIGHT OF ENTRY/LAND ACQUISITION COST SHARE INVOICES						9/9/2026
Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
8/18/2026	7/24/2026	219697		14,964.58	Ohnstad Twichell, PC	Upstream Mitigation Area
8/18/2026	7/24/2026	219695		816.00	Ohnstad Twichell, PC	Channel Phase II
8/18/2026	7/24/2026	219693		6,587.50	Ohnstad Twichell, PC	Diversion Row Acquisition
8/18/2026	7/24/2026	219694		918.00	Ohnstad Twichell, PC	Diversion Auth Agmt - Drains
8/18/2026	7/24/2026	219692		688.50	Ohnstad Twichell, PC	Basin Project 2009 - Diversion
9/1/2026	8/25/2026	219019		97.00	Ohnstad Twichell, PC	Cossette Lawrence Wayne OIN 1946
9/1/2026	8/25/2026	219020		3,565.50	Ohnstad Twichell, PC	Hertsgaard Family LLLP OIN 2042
9/1/2026	8/25/2026	219021		69.00	Ohnstad Twichell, PC	Evert, Charles & Ruth OIN 1985, 1991
9/1/2026	8/25/2026	219023		2,203.00	Ohnstad Twichell, PC	2023 Consolidated ED Actions
9/1/2026	8/25/2026	219024		966.00	Ohnstad Twichell, PC	Turner, Scott & Vicki OIN 5028
9/1/2026	8/25/2026	219025		828.00	Ohnstad Twichell, PC	Brakke, Steve & Colleen OIN 1920, 1933, 1934 & 1939 ED
9/1/2026	8/25/2026	219026		38,840.50	Ohnstad Twichell, PC	Boyer, Stuart & Pat OIN 1967
9/1/2026	8/25/2026	219028		897.00	Ohnstad Twichell, PC	Rupp, Tyler & Kim OIN 9231, 9232
9/1/2026	8/25/2026	219029		2,407.48	Ohnstad Twichell, PC	Aaland Law Open Records Reqeust
9/1/2026	8/25/2026	219030		1,041.50	Ohnstad Twichell, PC	Cose, Paul & Margaret (OIN 2044, 2045) Eminent Domain Action
9/1/2026	8/25/2026	219031		6,555.00	Ohnstad Twichell, PC	Carlson, Aaron & Katie J. ED OIN 2040, 2184
9/1/2026	8/25/2026	219032		293.03	Ohnstad Twichell, PC	Luecke, John & Kathleen ED OIN
9/1/2026	8/25/2026	219037		897.00	Ohnstad Twichell, PC	Olson, Leif & Danelle OIN 7110
9/1/2026	8/25/2026	219038		468.00	Ohnstad Twichell, PC	Israelson, Gary and Nancy, OIN 8783 ED Action
9/1/2026	8/25/2026	219039		1,000.50	Ohnstad Twichell, PC	Johnson, Larry & Jane OIN 1471, 1496, 1475, 1479)
9/1/2026	8/25/2026	219040		483.00	Ohnstad Twichell, PC	Heesch, Ronald & Melissa (OIN 1411, 1880, 1892)
9/1/2026	8/25/2026	219043		1,276.50	Ohnstad Twichell, PC	Rufer, Michael & Darla (OIN 1328 & 1245) ED Action
9/1/2026	8/25/2026	219044		931.50	Ohnstad Twichell, PC	Granholt, Joshua & Suzanne (OIN 1329) ED Action
9/1/2026	8/25/2026	219045		931.50	Ohnstad Twichell, PC	Patrick, Dennis & Wanda (OIN 1402, 1477) ED
8/18/2026	8/4/2026	880060	38810.00004	5,800.00	Larkin Hoffman	Richland/Cass Cos./Applications for Permit to Enter Land
8/18/2026	8/4/2026	880061	38810.00016	920.00	Larkin Hoffman	Israelson, Gary and Nancy, Flowage Easement Acquisition
8/18/2026	8/4/2026	880062	38810.00017	1,520.00	Larkin Hoffman	Johnson, Larry & Jane Flowage Easement Acquisition
8/18/2026	8/4/2026	880063	38810.00025	1,360.00	Larkin Hoffman	Nelson Trusts (Curtis & Ellen, Trustees) Flowage Easement Acquisition
8/18/2026	8/4/2026	880064	38810.00024	120.00	Larkin Hoffman	Ness Family Trust Flowage Easement Acquisition
8/18/2026	8/4/2026	880065	38810.00025	360.00	Larkin Hoffman	Olson, Leif & Danelle Flowage Easement Acquisition
8/18/2026	8/4/2026	880066	38810.00032	1,080.00	Larkin Hoffman	Dall Israelson
8/18/2026	8/4/2026	880067	38810.00035	960.00	Larkin Hoffman	Patrick Anderson and Lori Propp-Anderson
8/18/2026	8/4/2026	880068	38810.00049	440.00	Larkin Hoffman	Allan and Mary Swenson
8/18/2026	8/4/2026	880069	38810.00059	520.00	Larkin Hoffman	Micheal & Darla Rufer
8/18/2026	8/4/2026	880070	38810.00063	160.00	Larkin Hoffman	Hayes
8/18/2026	8/4/2026	880071	38810.00065	10,902.00	Larkin Hoffman	Colehour/The Quinland Farm (OIN's 2031-33; 2035; 0866-67; and 8063
8/28/2026	8/19/2026	SIN011071	19706	1,580.50	Moore Engineering	FM Diversion - Design Coordination
8/18/2026	6/30/2026	13783.02-4		10,230.60	SRF Consulting Group, Inc.	Task Order 2
8/28/2026	7/31/2026	13783.02-5		12,568.68	SRF Consulting Group, Inc.	Task Order 2
8/18/2026	7/14/2026	1200845767		2,189.06	HDR Engineering	Task Order 3 Booke Josephina Davis, Kellie Ann Steinmetz, Lee W Kaffar, Kelsey Ann Lee, Stefan H Olafson
8/18/2026	8/6/2026	1200852074		1,418.00	HDR Engineering	Task Order 3 Booke Josephina Davis, Bennett Landen Loeker, Christina Kaye Henze, (Chrisy) Lee W Kaffar, Kelsey Ann Lee,
8/18/2026	7/31/2026	5393		11,500.00	Crown Appraisals, Inc	FM Diversion Project - Task Order 7 Amendment 3 - Dallas Israelson OIN 1339, 1481
8/18/2026	7/8/2026			5,000.00	Patchin Messner	Task Order 7 Amendment 1 OIN 1330 Patrick Anderson & Lori Propp - Anderson
8/18/2026	7/31/2026	7593		2,028.81	ProSource Technologies, LLC	Condemnation of ROW Services Through 8/1/2026 - Attend CCJWRD board meeting
8/14/2026	8/14/2026	287909		1,124,370.00	The Title Company	Buyer's Settlement Statement - OIN 5020, 5021, 5022
8/28/2026	8/28/2026	288396		2,393,626.00	The Title Company	Buyer's Settlement Statement - OIN 1920 1933 1934 1938 1977 1978
8/28/2026	8/27/2026			21,906.33	Brian & Kelly Duchscherer	Residential Move Reimbursment OIN 1885, 9416
8/28/2026	8/27/2026			26,600.00	Fix USA LLC	Business Relocation Reimbursment OIN 1885, 9416
8/28/2026	8/20/2026	170087		1,170.13	Marsh McLennan	Insurance Renewal Flood Diversion Occupied



Rush River
Water Resource
District

SENT VIA EMAIL

William A. Hejl
Chairman
Amenia, North Dakota

September 9, 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 an invoice totaling \$741,509.00 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
wrld@casscountynynd.gov
www.casscountynynd.gov

OhnstadTwichell

attorneys

Offices in North Dakota
West Fargo, Hillsboro,
Casselton, Page, Maddock

Ohnstad Twichell, P.C.

444 Sheyenne Street, Ste. 102
West Fargo, ND 58078
Telephone: 701-282-3249
accounting@ohnstadlaw.com
www.ohnstadlaw.com
EIN: 45-0310621

FLOOD DIVERSION BOARD

PO BOX 2806
FARGO, ND 581082806

Issue Date : 9/11/2026

Consolidated Bill # : 00103

Consolidated Summary

Bill #	Matter	Fees	Expenses	New Charges	Prior Balance	Payments	Balance Due
220611	15-1395.032 - 2027 SUBORD SALES TAX BOND - DIVERSION AUTH- LOCAL COUNSEL 15-1395-032	\$1,971.30	\$0.00	\$1,971.30	\$1,395.50	\$1,395.50	\$1,971.30
220612	15-1395.030 - DISPUTE REVIEW BOARD MATTERS - DIVERSION AUTH- LOCAL COUNSEL 15-1395-030	\$1,472.40	\$0.00	\$1,472.40	\$3,466.80	\$3,466.80	\$1,472.40
220613	15-1395.027 - UMA/UTILITY REVIEW - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-027	\$294.00	\$0.00	\$294.00	\$336.00	\$336.00	\$294.00
220614	15-1395.024 - P3 IMPLEMENTATION - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-024	\$53,763.70	\$0.00	\$53,763.70	\$41,890.40	\$41,890.40	\$53,763.70
220615	15-1395.023 - PRAM - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-023	\$128.40	\$0.00	\$128.40	\$895.60	\$895.60	\$128.40
220616	15-1395.017 - EPA WIFIA LOAN - DIVERSION AUTH- LOCAL COUNSEL 15-1395-017	\$3,104.80	\$0.00	\$3,104.80	\$3,523.30	\$3,523.30	\$3,104.80
220617	15-1395.013 - THIRD PARTY UTILITY MOUS - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-013	\$13,984.40	\$0.00	\$13,984.40	\$9,002.70	\$9,002.70	\$13,984.40
220620	15-1395.009 - ENVIR PERMITTING ISSUES/EPA - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-009	\$0.00	\$13,500.00	\$13,500.00	\$19,875.00	\$19,875.00	\$13,500.00

220621	15-1395.005 - CONSULTANT CONTRACT REVIEW/DEV - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-005	\$1,661.20	\$0.00	\$1,661.20	\$1,725.20	\$1,725.20	\$1,661.20
220622	15-1395.004 - PUBLIC FINANCE ISSUES - DIVERSION AUTH- LOCAL COUNSEL 15- 1395-004	\$299.60	\$0.00	\$299.60	\$856.00	\$856.00	\$299.60
220623	15-1395.001 - GENERAL TOPICS - DIVERSION AUTH- LOCAL COUNSEL 15-1395-001	\$55,345.40	\$0.00	\$55,345.40	\$46,204.91	\$46,204.91	\$55,345.40
		\$132,025.20	\$13,500.00	\$145,525.20	\$129,171.41	\$129,171.41	\$145,525.20

City of Christine - SUMMARY OF INVOICING**Reimbursement Request #26****August 21, 2026**

<u>Vendor</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Invoice Amount</u>
Moore Engineering, Inc.	8/20/2026	SIN011473	\$66,992.10
Heyer Engineering	7/21/2026	15959	Included In Moore's
Heyer Engineering	8/19/2026	16120	Included In Moore's
Crown Appraisals, Inc	7/31/2026	5394	\$30,000.00
Swanson & Warcup	7/31/2026	4489	\$770.00

Total Invoiced This Reimbursement Request**\$97,762.10**

Reimbursement Request Totals		
Task Order 3 - Invoices After June 12, 2024		
<u>Vendor</u>	<u>Contract Total</u>	<u>Total Invoiced to Date</u>
Moore Engineering, Inc. & Subs	\$ 1,746,445.00	\$ 1,383,187.68
Swanson & Warcup	\$ 204,730.00	\$ 6,376.04
Crown Appraisals, Inc.	\$ 335,346.00	\$ 30,000.00
Lies, Bullis & Hatting, PLLP		\$ 9,420.00
Total	\$ 2,286,521.00	\$ 1,428,983.72



Southeast Cass
Water Resource
District

SENT VIA EMAIL

September 10, 2026

Keith Weston
Chairman
Fargo, North Dakota

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

Dave Branson
Manager
Fargo, North Dakota

Greetings:

Rick Steen
Manager
Fargo, North Dakota

RE: Metro Flood Diversion Project

Enclosed please find a copy of invoices totaling \$55,072.41 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, Secretary

Melissa Hinkemeyer
Director

Amy Hepper
Treasurer

Enclosure

1201 Main Avenue West
West Fargo, ND 58078-1301

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



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

September 11, 2026

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

Dear Metro Flood Diversion Board of Authority,

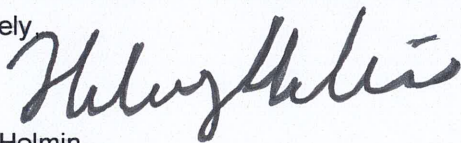
The City of Fargo is submitting request #59 for reimbursement of invoices paid totaling \$21,209.15. These costs are for work on complementary in-town flood protection projects for costs paid in August 2026

Project Narrative, this request:

Project Number	Project Description	Amount
FLDADM	Flood Administration Expense	9,000.00
FLDBUY	Flood Buyouts - Property Acquisition Expense	7,810.20
FM15J	Belmont Flood Risk Management Project	4,398.95
Total Expense for Period		\$21,209.15

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

Sincerely,



Haley Helmin
Finance Manager

City of Fargo, North Dakota
Schedule of Complementary In-Town Flood Protection Costs
August 1, 2026 - August 31, 2026

Project Number	AP Project Description	Account Number	Description	AP Transaction Amount	Payment Number	AP Invoice Number	Payment Date	Vendor Name	Inting Per ³	Accounting Period Yr	Bookmarked Invoice
FLDADM	FLOOD ADMINISTRATION	46035305103899	MAP SERVICE CENTER	9,000.00	1227	07/28-08/14/26	08/14/2026	JP MORGAN CHASE BANK	8	2026	4
460-3530-510.38-99 - Total				9,000.00							
FLDADM - Total				9,000.00							
FLDBUY	FLOOD ACQUISITION	46035305103325	ACQUISITION MATTER:KESSEL	7,175.20	356375	081826	08/27/2026	SERKLAND LAW FIRM	8	2026	3
FLDBUY	FLOOD ACQUISITION	46035305103325	ACQUISITION MATTER: DANIE	485.00	356375	081826.1	08/27/2026	SERKLAND LAW FIRM	8	2026	3
FLDBUY	FLOOD ACQUISITION	46035305103325	ACQUISITION MATTER: JOYCE	150.00	356375	081826.2	08/27/2026	SERKLAND LAW FIRM	8	2026	3
460-3530-510.33-25 - Total				7,810.20							
FLDBUY - Total				7,810.20							
FM15J3	FLOOD MIT-Belmont Park	46035305103899	FM-15-J3	2,380.95	356025	988157072	08/13/2026	XCEL ENERGY	8	2026	1
FM15J3	FLOOD MIT-Belmont Park	46035305103899	NEW ELECTRIC SERVICE	2,018.00	356026	987851570	08/13/2026	XCEL ENERGY	8	2026	2
460-3530-510.38-99 - Total				4,398.95							
FM15J3 - Total				4,398.95							
Overall - Total				21,209.15							

City of Comstock, MN - SUMMARY OF INVOICING
Comstock Lagoon Project **Reimbursement Request #26**
September 10, 2026

<u>Item No.</u>	<u>Vendor</u>	<u>Invoice #/</u>		<u>Invoice Amount</u>
		<u>Invoice Date</u>	<u>Document Name</u>	
<u>1.</u>	<u>Engineering Fees</u>			
1.1	Moore Engineering, Inc.	7/21/2026	SIN010713	\$9,429.50
1.2	Moore Engineering, Inc.	8/27/2026	SIN011688	\$9,329.30
Total Moore Engineering, Inc.				\$18,758.80
<u>2</u>	<u>Attorney Fees</u>			
2.1	Pemberton Law, P.L.L.P.	8/21/2026	F25-2763-1	\$1,434.00
Total Pemberton Law, P.L.L.P.				\$1,434.00
Total Invoiced This Reimbursement Request				\$20,192.80



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

September 9, 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 MCCJPA payments made and funds received on behalf of MCCJPA for the FM Flood Diversion project. All payment requests were or will be approved and authorized by the Diversion Authority. Here is a summary of the request:

Metro Flood Diversion Expense	\$19,210.55
Metro Flood Diversion Receipts	(\$500.00)
 Total Reimbursement Request	 \$18,710.55

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

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

Sincerely,

Lori J. Johnson
Clay County Auditor

Enclosures

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

FM Diversion MCCJPA invoices					Processed			
Vendor	Invoice Date		Invoice Amount	Invoice #	Date Approved	Date Paid	Check #	Reimb Request
Red River Valley Coop	8/4/26	svc 16587 3rd st s	\$82.41		8/12/26	8/19/26	575630	9/9/2026
Red River Valley Coop	8/4/26	svc 16593 3rd st s	\$63.27		8/12/26	8/19/26	575630	9/9/2026
Clay County Union	7/6/26	joint powers meeting	\$24.00	3320	8/13/26	8/19/26	575596	9/9/2026
Larkin Hoffman	8/4/26	prof svc thru 7/31/26	\$360.00	880073	8/13/26	8/19/26	132160	9/9/2026
ProSource	7/31/26	prof svc thru 8/1/26	\$57.00	7596	8/10/26	8/19/26	575628	9/9/2026
Marsh & McLennan	7/9/26	general liability ins	\$5,331.29	1048636201	8/12/26	8/19/26	132163	9/9/2026
Ohnstad Twichell	8/7/26	Upstream mitigation	\$5,565.50	219406	8/10/26	8/19/26	575624	9/9/2026
Ohnstad Twichell	8/7/26	eminent domain clay	\$168.00	219407	8/10/26	8/19/26	575624	9/9/2026
Ohnstad Twichell	8/7/26	eminent domain wilkin	\$2,237.00	219408	8/10/26	8/19/26	575624	9/9/2026
Ohnstad Twichell	8/7/26	aaland law data practices request	\$2,407.48	219409	8/10/26	8/19/26	575624	9/9/2026
Ohnstad Twichell	8/7/26	General	\$928.60	219410	8/10/26	8/19/26	575624	9/9/2026
BCSS, LLC	8/3/26	land rent 3348 180th Ave S	-\$500.00	152716	8/3/26	8/3/26	152716	9/9/2026
SRF Consulting Group	7/31/26	prof svc through 7/31/26	\$1,986.00	13820.02-5	8/18/26	9/2/26	575791	9/9/2026
			\$18,710.55					

Total Reimbursement Request 9/9/26

\$18,710.55



Rush River
Water Resource
District

SENT VIA EMAIL

William A. Hejl
Chairman
Amenia, North Dakota

September 15, 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 an invoice totaling \$17,275.95 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
wrld@casscountynynd.gov
www.casscountynynd.gov



Invoice #	170613
Account Number	Date
METRFLO-01	8/20/2026
PAYMENT IS DUE UPON RECEIPT	
Amount Paid	Amount Due
	\$13,539.00

Metro Flood Diversion Authority
PO Box 2806
Fargo, ND 58108

PLEASE INCLUDE INVOICE NUMBER WITH PAYMENT

Credit Card / Echeck:

<https://marshmma.appliedpay.com/>

3rd Party Fee Applies:

*Credit Card payments: 3.5% fee on total
*echeck/ACH payments: \$4.00 flat fee

To enroll in AutoPay, visit:

<https://marshmma.appliedpay.com?openAccount=true>

If you are enrolled in AutoPay, no further action is required, otherwise kindly remit payment using one of the listed payment methods.

Check Payable to:

Marsh & McLennan Agency, LLC
62886 Collection Center Drive
Chicago, IL 60693-0628

Express/Overnight/Courier Delivery:

Marsh & McLennan Agency
Lockbox 62886
Bank of America Lockbox Services
540 W Madison Lockbox OPS 4th Floor
Chicago, IL 60661

ACH/Wire:

Account Name: Marsh & McLennan Agency LLC
Bank Name & Address:
Bank of America
222 Broadway St.
New York, NY 10038

Account #: 8188193262
Routing #: 071000039 (ACH) or 026009593 (Wire)
Swift Code (Intl Wires): BOFAUS3N

Policy:	General Liability	GL-0003455-08	10/3/2026	to	10/3/2027
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Transaction Eff Date	Trans	Description	Amount
10/3/2026	RENB	Renewal of CL General Liability Effective 10/3/2026	\$13,539.00

Total Invoice Balance: \$13,539.00



Maple River
Water Resource
District

SENT VIA EMAIL

September 15, 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 an invoice totaling \$13,718.50 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
wrд@casscountynd.gov
www.casscountynd.gov

**INVOICE: INV013196**

Date 09/04/2026
 Invoice account 198

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

Description	Quantity	Unit price	Amount
DIVERSION- AUG26 MISCELLANEOUS	1.00	9,260.25	9,260.25
DIVERSION- AUG26 PAYROLL	1.00	108,186.85	108,186.85

Sales subtotal amount	Total discount	Total charges	Net amount	Sales tax	Round-off	Currency	Total
117,447.10	0.00	0.00	117,447.10	0.00	0.00	USD	117,447.10

Due date 10/04/2026

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: **INV013196**

Date: 09/04/2026

Total: 117,447.10

Name: CITY OF FARGO

Account #: 198

Due date 10/04/2026

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

DUE DATE

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



2615 N University Dr
PO Box 2162 Fargo ND 58107-2162
701-237-4248
email:ammhouse@aol.com

Bill to:

Cass County Highway Dept
Attn: Ethan Lehmann
1201 Main Ave West
West Fargo ND 58078

Date: 08/03/2026

Invoice #: 114469

Terms: Due Upon Receipt

Contact Name: Ethan Lehmann

Customer Phone: 701-298-2366

Customer Email: LehmannE@casscountynd.gov

Job Description:

2026 Mailing Warren 2nd Subdivision
Mailing August 13th, 2026

SERVICE DESCRIPTION	QUANTITY	RATE	CHARGES
Automated Inserting & sealing	1625	\$35.00	\$56.88
Inserter Setup Charge			\$29.00
Automated Folding	1625	\$18.00	\$29.25
Ink Jetting/Data Merge	1625	\$50.00	\$81.25
Setup Fee			\$38.50
TOTAL MAILING SERVICES			\$234.88
8.5x11 - 2 Side full color/no bleed on 70# text	1625	\$0.1871	\$304.04
#10 Regular Envelope 2 color	1625	\$0.1047	\$170.14
Main Mailing Postage	1625		\$1,186.25
TOTAL DUE			\$1,895.30

ACH PAYMENT LINK (Electronic Check)

<https://secure.gomerchant.com/secure/custompayment/americanmailhouseinc/5537/default.aspx>

Invoice due upon receipt when postage is paid by AMH.

30 Days Past Due Invoices Subject To Monthly Service Charge Of 1.5% (18% APR)

Memorandum



To: FM Diversion Finance Committee

From: Jacobs Program Controls Team

Cc: Document Control

Date: September 16, 2026

Re: Budget Change Request BCR-025

BACKGROUND

Budget Change Request BCR-022 (attached) was approved by the Board on September 25, 2026, which added 53 million dollars to the Program Budget. Supporting funds were anticipated to be from the USACE budget excess in the Project Partnership Agreement (PPA) amendment. The program budget increase was allocated to work package 41 Future Stream Mitigations to fund the Sheyenne River Mitigation Project (SRMP) and was based on the USACE estimate for the SRMP.

On April 29, 2026, the Project Partnership Agreement Amendment (PPA) No. 2 was executed between the non-federal sponsors and the Department of Army USACE. This amendment cleared the way for the FM Diversion Authority to receive residual unspent federal monies which were allocated toward construction of the Southern Embankment and Associated Infrastructure. The amount of \$100 million dollars was received by the FM Diversion's Fiscal Agent on May 6, 2026.

Budget Change Request BCR-025 completes the transaction authorized under PPA Amendment No. 2 by adding an additional \$47 million to the program budget for an overall total increase of \$100 million.

The table below outlines the proposed allocations of \$100 million dollars from the USACE.

USACE 100 Million Program Budget Proposed Allocation/Re-allocation

Project	Proposed Program Budget Allocation	MFDA Support
Authority 50% match to Clay County (MCCJPA)	\$ 10,000,000.00	MFDA Approved Resolution April 2026. \$10M Authority match + \$10M state funding is anticipated to complete the City of Moorhead projects first.
Authority 50% match for MN Projects (WP-52 BRRWD Georgetown & Wolverton Projects)	\$ 10,000,000.00	MFDA Approved Resolution April 2026 up to \$30M Authority match for MN projects. The program budget already has some \$'s allocated to the BRRWD Georgetown & Wolverton Projects so an additional \$10M needs to be allocated.
Crop Loss Escrow Fund	\$ 25,000,000.00	MFDA Approved Resolution July 2026
WP-41-B Sheyenne River Benching Project - Construction (MNL Construction)	\$ 1,500,000.00	MFDA Project Award
WP-41-C Sheyenne River Mitigation Project Construction (SRMP)	\$ 25,000,000.00	MFDA Approved Resolution & Prior Approved Budget Change Request
Project Utility Relocations	\$ 9,500,000.00	MFDA Approved MURAs for utility relocates in the UMA (Minnkota)
WP-52 Projects	\$ 9,500,000.00	MFDA Approved Settlement Agreement & Various Approved MOUs
Non Construction Engineering/Program Mgmt	\$ 9,500,000.00	Additional projects noted above have increased the non-construction costs.
Total:	\$ 100,000,000.00	

Budget Change Request

Document Control No. SWMLFC-CH2-FA-RFC-00013	Originator: D. Brown
Budget Change No. 022	Date: 9/15/2025
Title: Add 53 million to Program Budget for SRMP	
Project: FM-Diversion	

The purpose of this form is for budget management by requesting approval to transfer program contingency budget to the current fiscal year; or make budget transfers within the fiscal year budget; or both.

Request Description:

This budget change request adds 53 million dollars to the Program Budget. Funds will be transferred from the USACE budget in a future PPA amendment to the MFDA Program Budget and allocated under work package 41 Future Stream Mitigations to fund the Sheyenne River Mitigation Project (SRMP)
The Program budget will increase from 2.892 billion to 2.945 billion.

Request Justification:

The Sheyenne River Mitigation Project has been developed to mitigate loss of aquatic habitat per the SEIS and NEPA. The project is required to mitigate impacts of the Fargo-Moorhead Area Diversion Project and cannot be constructed until the Shyenenne Aqueduct and the SWDCAI construction is complete and operational to maintain flood protection in Fargo and West Fargo. The USACE was scheduled to perform the work however, it has been agreed to shift the scope and budgeted funds from the USACE portion to the Diversion Authority.

General Impacts:			Additional Information:																										
Authority Board Approval Required? Yes ☒ No ☐	Contract Types ☐ LS ☐ TM ☒ MOU ☐ Task Order ☐ N/A	Request Type ☐ Project Initialization ☒ Project Change ☐ Contingency Release																											
Change Impacts To: Scope/Technical ☒ Direction ☒ Schedule ☐ Budget ☒ Subcontract ☐																													
Budget Request Summary <table> <tr> <td>Budget Increase:</td> <td>Added Scope: \$53,000,000</td> <td>Over Runs: \$0</td> </tr> <tr> <td>Budget Decrease:</td> <td>Deferred Scope \$0</td> <td>Deleted Scope \$0</td> </tr> <tr> <td>Internal Transfers:</td> <td>From: Cost Account</td> <td>To: Cost Account</td> </tr> </table>			Budget Increase:	Added Scope: \$53,000,000	Over Runs: \$0	Budget Decrease:	Deferred Scope \$0	Deleted Scope \$0	Internal Transfers:	From: Cost Account	To: Cost Account	<table border="1"> <tr> <th colspan="3">Budget Request and Status</th> </tr> <tr> <th></th> <th>Cost Account</th> <th>Amount</th> </tr> <tr> <td>Current Authorization (SOURCE)</td> <td>All</td> <td>2.892 billion</td> </tr> <tr> <td>Current Request (Net Change)</td> <td>53 million</td> <td></td> </tr> <tr> <td>Budget after Change</td> <td></td> <td>2.945 billion</td> </tr> </table>			Budget Request and Status				Cost Account	Amount	Current Authorization (SOURCE)	All	2.892 billion	Current Request (Net Change)	53 million		Budget after Change		2.945 billion
Budget Increase:	Added Scope: \$53,000,000	Over Runs: \$0																											
Budget Decrease:	Deferred Scope \$0	Deleted Scope \$0																											
Internal Transfers:	From: Cost Account	To: Cost Account																											
Budget Request and Status																													
	Cost Account	Amount																											
Current Authorization (SOURCE)	All	2.892 billion																											
Current Request (Net Change)	53 million																												
Budget after Change		2.945 billion																											

Authorization Level	Approval / Concurrence	NOTE: Approval will be documented via ACONEX Workflow; or during Finance and Authority Board meetings		
5	Client – Authority Exec. Director			
4	Program Manager P.B.			
3	Project Controls M.T.			
2	Contracts Manager I.J			
1	Originator D.B			



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Board of Authority Meeting

September 24, 2026

Contracting Actions

DA Board Approval Contract Actions

(ACTION)



Description	Company	Budget/Estimate (\$)
Services Agreement – Snow Removal Services 2026-2027 – Snow removal services on Metro Flood Diversion Authority owned property for the 2026-2027 winter season. The hourly rates remain the same as the 2025-2026 season.	JT Lawn Services & Landscaping, LLC	\$10,000.00
Task Order 101 – Amendment 17 – Design and Construction Services – This amendment reallocates funding among subtasks and provides additional support for project needs through 2027. Budget adjustments align funding with anticipated construction support, design and compliance reviews, permitting, post-construction activities, and future project implementation. Funds are reduced where actual effort was lower than expected and increased where additional support is needed to advance project delivery and program objectives.	Houston-Moore Group, Inc	\$5,100,000.00
Task Order 102 – Amendment 13 – H&H, Mitigation and Permitting Support - Budget adjustments are required to align project funding with current schedules, resource needs, and anticipated workloads. Some of the budget changes include, decreased 2026 budget due to less than anticipated efforts for permit compliance monitoring, operations plan, H& H support and land surveying, just to name a few. Other budget changes include (not limited to) additional budget for FEMA Physical Map revisions, 2027 budget for wetland mitigation monitoring, fencing and signage support, and project closeout documents.	Houston-Moore Group, Inc	\$3,925,000.00

Executive Director

Contracting Recommendation



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

JT Lawn Services & Landscaping, LLC	
Services Agreement	\$10,000.00
Snow Removal Services 2026-2027	
• Perform snow removal services on property owned by the Metro Flood Diversion Authority.	

1 Recommendation for action:

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

2 Summary of Contracting action:

Per the contract review and approval procedures that were adopted by the **Metro Flood Diversion Authority** on November 10, 2016 and amended December 16, 2021, the Owner’s Program Management Consultant (PMC) or Engineer of Record (EOR) is directed to prepare Services Agreements and service agreement amendments for existing Services Agreements 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 perform snow removal services on Metro Flood Diversion Authority owned property on an on-call basis. The Metro Flood Diversion Authority will notify JT Lawn Services and Landscaping of addresses, scope of work, and timeline to complete the work. Depending on the scope of work, JT lawn will complete the work using a front-end loader and/or shovel crew. This work will be completed by the deadline given by the Metro Flood Diversion Authority.

The hourly rates from the 2025-2026 season will remain the same for the 2026-2027 season.

4 Background and discussion

In accordance with Section 1a of the Services Agreement between Metro Flood Diversion Authority (“Owner”) and JT Lawn Services and Landscaping, LLC (“Contractor”) dated October 15, 2024 (“Agreement”), Owner and 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	Contract Change \$	Original or Revised Contract \$	Agreement Execution Date	Project Completion	Comments
SA-A0	0.00	10,000.00	10/15/2026	6/1/2027	Initial authorization of All Work

5 Financial considerations:

The Budget Cost Proposal is attached or in the Services Agreement document.

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

Table 2 - Summary of Annual Budget Allocation – Per Year

Year	Cost account code	Estimated Cost (\$)	Budget Allocated (\$)	Actual Paid to date (\$)	Budget Remaining (\$)	Comments
2026	SW-1170	5,000.00	5,000.00	0.00	5,000.00	Initial authorization
2027	SW-1170	5,000.00	5,000.00	0.00	5,000.00	

6 Attachments:

- Services Agreement

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: 9/14/2026

Executive Director

Contracting Recommendation



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

Houston-Moore Group, Inc TO101 Amendment 17 Design and Construction Support	\$5,100,000.00
• Additional budget to support current and future project needs through 2027	

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

This amendment reallocates funding among subtasks and adds funding to support ongoing and future project needs through 2027. Budget adjustments reflect anticipated construction support requirements, design reviews, post-construction activities, permitting efforts, compliance reviews, and future project implementation. Funding is reduced in areas where actual effort is less than anticipated and increased where additional support is necessary to advance project delivery and program objectives.

- Subtask 1.0 Project Management
 - Increase 2026 budget by \$50,000 due to anticipated support for the numerous construction projects. 2027 budget includes \$300,000 yearly Professional Liability Insurance policy.
- Subtask 2.1 In-Town Levees
 - 2027 budget to finalize 2nd and 4th St LOMRs.
- Subtask 2.2 OHB Projects
 - Decrease 2026 budget by \$50,000 due to OHB O&M Manual being completed in Task Order 102 with the FEMA Physical Map Revision. 2027 budget is for post-construction documents.
- Subtask 2.3 Property Structure Mitigation
 - Decrease 2026 budget by \$500,000 due to less than anticipated effort, and 2027 budget is estimated based on remaining sites.

- Subtask 2.4 Facility Plans for Clean Water SRF Loan Application
 - 2027 budget for loan application support.
- Subtask 2.5 Cass Rural Water District Mitigation
 - 2027 budget for post-construction documents.
- Subtask 2.6 Road Construction Mitigation (WP-52)
 - 2027 budget for road improvement projects.
- Subtask 3.1 I-29 Grade Raise
 - 2027 budget for post-construction documents.
- Subtask 3.2 Reach SE-1B (CR 16/17)
 - 2027 budget for post-construction documents.
- Subtask 3.3 Reach SE-2B (45th St and CR 16)
 - 2027 budget for post-construction documents.
- Subtask 3.4 Reach SE-3 (CR 81)
 - Increase 2026 budget by \$100,000 for County Road 81 slide repair support, 2027 budget for post-construction documents.
- Subtask 3.5 Support for local drainage, transportation and utilities
 - Decrease 2026 budget by \$50,000 due to less than anticipated effort, 2027 budget includes reduced effort.
- Subtask 3.6 USACE Reviews
 - 2027 budget for potential design reviews of future USACE projects.
- Subtask 3.7 Reach SE-4 (3rd St, 140th Ave, CR 2)
 - 2027 budget for post-construction documents.
- Subtask 3.8 Reach SE-5 (180th Ave, Hwy 75 and BNSF)
 - 2027 budget for post-construction support.
- Subtask 3.9 MFDA Utility Relocations
 - 2027 budget for post-construction documents.
- Subtask 4.1 P3 Design Review and Comment
 - Increase 2026 budget by \$50,000 due to additional P3 H&H Model design reviews, 2027 budget for potential P3 H&H Model design reviews.
- Subtask 4.2 P3 Construction Support
 - Decrease 2026 budget by \$100,000 due to less than anticipated effort, 2027 budget for compliance checks.
- Subtask 4.3 DCAI Design and Construction
 - 2027-2030 budget for future DCAI projects.
- Subtask 5.1 Mobility Improvements
 - 2027 budget is for construction of 38th St S and 32nd Ave S improvements and design and construction of Reach SE-4 field access road improvements.
- Subtask 6.1 Sheyenne River Aqueduct Mitigation
 - 2027 budget for post-construction documents.
- Subtask 6.2 Maple River Aqueduct Mitigation
 - 2027 budget for post-construction documents.
- Subtask 6.3 Sheyenne Mitigation Project
 - 2027 budget is for final design and permitting.

Houston-Moore Group, LLC (HMG) has an MSA with the Metro Flood Diversion Authority to provide Engineering services for the Project.

This task order covers the scope of work for HMG from September 1, 2021, to December 31, 2027.

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

(Remainder of page left intentionally blank.)

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
TO101-A0	0.00	1,010,000.00	9/1/2021	12/31/2021	Original Scope and budget
TO101-A1	15,070,210.00	16,080,210.00	9/1/2021	12/31/2026	Update scope and budget
TO101-A2	(16,558.93)	16,063,651.07	9/1/2021	12/31/2026	Update subtask budget
TO101-A3	0.00	16,063,651.07	9/1/2021	12/31/2026	Update subtasks
TO101-A4	2,580,000.00	18,643,651.07	9/1/2021	12/31/2026	New scope and budget and update subtasks
TO101-A5	0.00	18,643,651.07	9/1/2021	12/31/2026	
TO101-A6	2,861,391.49	21,505,042.56	9/1/2021	12/31/2026	See “reason” section
TO101-A7	1,775,000.00	23,280,042.56	9/1/2021	12/31/2026	New subtask 2.6, 6.1 and 6.2 added
TO101-A8	170,000.00	23,450,042.56	9/1/2021	12/31/2026	Additional work related to mobility improvements and SE-4
TO101-A9	0.00	23,450,042.56	9/1/2021	12/31/2026	Reallocate subtask budgets
TO101-A10	(134,693.79)	23,315,348.77	9/1/2021	12/31/2026	Balance 2023 budget and reallocate budgets between subtasks.
TO101-A11	0.00	23,315,348.77	9/1/2021	12/31/2026	Balance 2024 budget and reallocate budgets between subtasks.
TO101-A12	0.00	23,315,348.77	9/1/2021	12/31/2026	Amend subtask budgets
TO101-A13	(6,553.01)	23,308,795.76	9/1/2021	12/31/2026	Balance 2024 budget with actuals and adjust 2025 and 2026 budgets.
TO101-A14	1,905,000.00	25,213,795.76	9/1/2021	12/31/2026	Increase in budgets to reflect change in scope of work.
TO101-A15	1,500,000.00	26,713,795.76	9/1/2021	12/31/2026	Sheyenne Mitigation preliminary design
TO101-A16	(3,085.14)	26,710,710.62	9/1/2021	12/31/2026	Balance budget and reallocation between subtasks
TO101-A17	5,100,000.00	31,810,710.62	9/1/2021	12/31/2027	Establish 2027 budgets and reallocate funding between subtasks.

Table 2 – Budget by Subtasks

Ref	No.	Title	Activity ID	Current Budget (\$)	Change	Revised Budget (\$)
Subtask	1.0	Project Management, Controls and insurance	SW-1160	4,018,801.11	750,000.00	4,768,801.11
Subtask	2.1	In-Town Levees (WP-42)	SW-1160	404,039.69	25,000.00	429,039.69
Subtask	2.2	OHB Projects (WP-43)	SW-1160	571,125.65	(25,000.00)	546,125.65
Subtask	2.3	Property Structure Mitigation (WP-50 and WP 38)	SW-1160	4,423,993.59	0.00	4,423,993.59
Subtask	2.4	Facility Plans for Clean Water SRF Loan App	SW-1160	95,844.75	25,000.00	120,844.75
Subtask	2.5	Cass Rural Water District Mitigation	SW-1160	2,774,614.45	100,000.00	2,874,614.45
Subtask	2.6	Road Construction Mitigation (WP52)	SW-1160	58,642.19	25,000.00	83,642.19
Subtask	3.1	I-29 Grade Raise	SW-1160	1,091,934.14	50,000.00	1,141,934.14
Subtask	3.2	Reach SE-1B (CR16/17)	SW-1160	231,821.98	25,000.00	256,821.98
Subtask	3.3	Reach SE-2B (45 th ST and CR 16)	SW-1160	493,731.71	25,000.00	518,731.71
Subtask	3.4	Reach SE-3 (CR 81)	SW-1160	579,832.22	125,000.00	704,832.22
Subtask	3.5	Support for local drainage, transportation and utilities	SW-1160	2,680,020.84	200,000.00	2,880,020.84
Subtask	3.6	USACE Reviews	SW-1160	359,740.09	25,000.00	384,740.09
Subtask	3.7	Reach SE-4 (3 rd St, 140 th Ave, CR 2)	SW-1160	555,410.99	25,000.00	580,410.99
Subtask	3.8	Reach SE-5 (180 th Ave, Hwy 75 and BNSF)	SW-1160	59,991.69	25,000.00	84,991.69
Subtask	3.9	MFDA Utility Relocations (WP47)	SW-1160	1,050,457.08	25,000.00	1,075,457.08
Subtask	4.1	P3 Design Review and Comment	SW-1160	1,884,207.55	150,000.00	2,034,207.55
Subtask	4.2	P3 Construction Support	SW-1160	1,175,733.08	100,000.00	1,275,733.08
Subtask	4.3	DCAI design and Construction	SW-1160	52,673.00	25,000.00	77,673.00
Subtask	5.1	Mobility Improvements in Cass County (38 th St S, 52 nd Ave S, 32 nd Ave)	SW-1160	1,554,081.90	1,250,000.00	2,804,081.90
Subtask	6.1	Sheyenne River Aqueduct Mitigation	SW-1160	786,800.68	100,000.00	886,800.68
Subtask	6.2	Maple River Aqueduct Mitigation	SW-1160	340,362.21	50,000.00	390,362.21
Subtask	6.3	Sheyenne Mitigation Project	SW-1169	1,466,850.03	2,000,000.00	3,466,850.03
Total				26,710,710.62	5,100,000.00	31,810,710.62

4 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 3 - 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
2021	SW-1160	598,323.53	598,323.53	598,323.53	0.00	2021 paid
2022	SW-1160	3,206,924.03	3,206,924.03	3,206,924.03	0.00	2022 paid
2023	SW-1160	4,967,340.21	4,967,340.21	4,967,340.21	0.00	2023 paid
2024	SW-1160	4,511,207.99	4,511,207.99	4,511,207.99	0.00	2024 paid
2025	SW-1160	6,910,000.00	6,910,000.00	6,910,000.00	0.00	2025 paid
2026	SW-1160	7,965,000.00	7,965,000.00	3,201,333.98	4,763,666.02	Actual paid through July 2027.
2027	SW-1160	5,100,000.00	5,100,000.00	0.00	5,100,000.00	Budget added by Amendment A17.
Total		33,258,795.76	33,258,795.76	23,395,129.74	9,863,666.02	

5 Attachments:

- Task Order 101 Amendment 17

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: 9/16/2026

Executive Director

Contracting Recommendation



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

Houston-Moore Group, Inc TO102 Amendment 13 H&H, Mitigation and Permitting Support	\$3,925,000.00
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- Additional budget for FY2027 to support revised project priorities and schedules.

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

Budget adjustments are required to align project funding with current schedules, resource needs, and anticipated workloads. Key changes include:

- Subtask 1.0 Project Management
 - 2027 budget for H&H support, operations plan, construction closeout, FEMA Physical Map Revision and Upstream Property Mitigation projects.
- Subtask 2.1 H&H Support
 - Decrease 2026 budget by \$50,000 due to less than anticipated effort, 2027 budget for Hydraulic Model Review Team support.
- Subtask 2.2 Operations Plan
 - Decrease 2026 budget by \$100,000 due to less than anticipated effort, 2027 budget is to complete graphical user interface and anticipated updates.
- Subtask 3.1 Land Surveying
 - Decrease 2026 budget by \$50,000 due to less than anticipated effort, 2027 budget is for flowage easements and plats.
- Subtask 3.2 Cemeteries
 - 2027 budget is project closeout documents.

- Subtask 3.3 Upstream Property Mitigation
 - Decrease 2026 budget by \$50,000 due to less than anticipated effort, 2027 budget is project closeout documents and Eagle Township Road Raises design (2028 is planned for design and construction).
- Subtask 3.4 Land Management Mitigation (WP-60)
 - 2027 budget is for fencing and signage support.
- Subtask 4.1 Permit Acquisition Support
 - Increase 2026 budget by \$800,000 due to FEMA Physical Map Revision, USACE Section 408 permit support, Operation and Maintenance Manuals, and Emergency Action Plans. 2026 budget includes acceleration of submittals to FEMA that were previously scheduled to be submitted in 2027. 2027 budget is for FEMA Physical Map Revision, USACE Section 408 Support, and updates to Operation and Maintenance Manuals and Emergency Action Plans.
- Subtask 4.2 Permit Compliance Monitoring
 - Decrease 2026 budget by \$50,000 due to less than anticipated effort, 2027 budget is for permit compliance monitoring.
- Subtask 4.3 Wetland Mitigation Monitoring
 - 2027 budget is for wetland mitigation monitoring.

4 Background and discussion

Houston-Moore Group, LLC (HMG) has an MSA with the Metro Flood Diversion Authority to provide Engineering services for the Project.

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

(Remainder of page left intentionally blank.)

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
TO102-A0	0.00	610,000.00	9/1/2021	12/31/2021	Original Scope and budget
TO102-A1	10,489,441.00	11,099,441.00	9/1/2021	12/31/2026	Scope and budget to Dec 2026
TO102-A2	(43,287.22)	11,056,153.78	9/1/2021	12/31/2026	Update budgets to cover actual spent in 2021
TO102-A3	0.00	11,056,153.78	9/1/2021	12/31/2026	
TO102-A4	(54,048.83)	11,002,104.95	9/1/2021	12/31/2026	Balance 2022 budget and reallocates budget subtasks
TO102-A5	360,000.00	11,362,104.95	9/1/2021	12/31/2026	Revise Section 3.3 and add Section 4.3
TO102-A6	0.00	11,362,104.95	9/1/2021	12/31/2026	Reallocate 2023 budget
TO102-A7	158,384.88	11,520,489.83	9/1/2021	12/31/2026	Balance 20203 budget with actual spent and reallocate 2024-2026 budget.
TO102-A8	0.00	11,520,489.83	9/1/2021	12/31/2026	2024 Budget and scope adjustments
TO102-A9	2,174,989.46	13,695,479.29	9/1/2021	12/31/2026	2024 budget balance 2025, 2025 budget adjustments
TO102-A10	0.00	13,695,479.29	9/1/2021	12/31/2026	Balance 2025 budget between subtask
TO102-A11	0.00	13,695,479.29	9/1/2021	12/31/2026	Balance 2025 budget between subtask
TO102-A12	(7,933.73)	13,687,545.56	9/1/2021	12/31/2026	Finalize 2025 budget with actual spent
TO102-A13	3,925,000.00	17,612,545.56	9/1/2021	12/31/2027	Add 2027 budget and reallocate 2026-2027 budgets.

Table 2 – Budget by Subtasks

Ref	No.	Title	Activity ID	Current Budget (\$)	Change	Revised Budget (\$)
Subtask	1.0	Project Management and Controls	SW-1165	2,502,057.53	400,000.00	2,902,057.53
Subtask	2.1	H&H Support	SW-1165	1,353,538.86	0.00	1,353,538.86
Subtask	2.2	Operations Plan and Water Control Manual	SW-1165	598,020.25	200,000.00	798,020.25
Subtask	3.1	Land Surveying	SW-1165	1,001,828.40	100,000.00	1,101,828.40
Subtask	3.2	Cemeteries	SW-1165	1,000,941.60	50,000.00	1,050,941.60
Subtask	3.3	Upstream Property Mitigation	SW-1165	1,002,225.34	300,000.00	1,302,225.34
Subtask	3.4	Land Management Mitigation (WP60)	SW-1165	150,935.20	50,000.00	200,935.20
Subtask	4.1	Permit Acquisition Support	SW-1165	4,762,732.24	2,600,000.00	7,362,732.24
Subtask	4.2	Permit Compliance Monitoring	SW-1165	1,013,674.42	150,000.00	1,163,674.42
Subtask	4.3	Wetland and Forest Mitigation Monitoring	SW-1165	301,591.72	75,000.00	376,591.72
Totals				13,687,545.56	3,925,000.00	17,612,545.56

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.

(Remainder of page left intentionally blank.)

Table 3 - 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
2021	SW-1165	566,708.78	318,499.86	318,499.86	0.00	2021 paid
2022	SW-1165	1,297,956.17	1,339,984.09	1,339,984.09	0.00	2022 paid
2023	SW-1165	1,492,824.88	1,506,485.01	1,506,485.01	0.00	2023 paid
2024	SW-1165	2,319,989.46	1,696,902.30	1,696,902.30	0.00	2024 paid
2025	SW-1165	3,730,066.27	3,632,652.02	3,632,652.02	0.00	2025 Paid
2026	SW-1165	4,780,000.00	4,780,000.00	2,693,140.77	2,086,859.23	Actual paid through Jul-2026
2027	SW-1165	3,425,000.00	3,425,000.00	0.00	3,425,000.00	Budget added by Amendment 13.
Totals		17,612,545.56	16,699,523.28	11,187,664.05	5,511,859.23	

6 Attachments

- Task Order 102 Amendment 13

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

Approved by: Jason Benson, Executive Director Date: 9/16/2026

Memorandum



To: Metro Flood Diversion Authority Lands Committee
From: Jason Benson, Executive Director
Cc: John Shockley, MFDA Legal Counsel
Date: September 23, 2026
Re: OIN 1834 Excess Land Sale Adjustment

RECOMMENDATION/ACTIONS NEEDED:

Approve the sale price of \$41,000 for excess land parcel OIN 1834.

Background/Key Points:

In July 2025 an excess land recommendation for OIN 1834 was presented at the MFDA Land Committee, the MCCJPA Board, and the MFDA Board meetings. The recommendation included a market value of \$52,000 and was unanimously approved at each of the three meetings. Since those approvals, and in accordance with the Policy on Disposition of Excess Lands, the notice of this sale was sent to the Member Entities, the Prior Landowner, and the Adjacent Landowners. Throughout those efforts some interest was received but things ultimately fell through, and the parcel was made available for public sale. An interested party has come forward through the public sale step but is proposing the purchase of the property for \$41,000, which is lower than the original approved value of \$52,000. In 2025 the Project paid roughly \$3,500/year in property taxes and has also paid JT Lawn Services to help maintain the property. In efforts to dispose of this property we are requesting approval to proceed with this sale for \$41,000.

This recommendation is similar to the sale adjustments that were made for the interested buyers of OINs 858 and 839, see table below.

Parcel/OIN	Original Sale Price	Revised Sale Price
858	\$57,970	\$20,000
839	\$10,500	\$7,000

ATTACHMENTS:

- Approved Memo – Excess Lands Recommendation – OIN 1834



Memorandum

TO: Jason Benson, Executive Director

FROM: Justin Fisher, Director of Lands and Compliance

DATE: July 11, 2025

RE: Excess Lands Recommendation – OIN 1834, subject to Flowage Easement

1. Introduction

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

This Memorandum serves as a recommendation for the Co-Executive Directors to declare OIN 1834 as Excess Land and begin the process to dispose of the property following the Policy.

2. Pertinent Facts Regarding OIN 1834

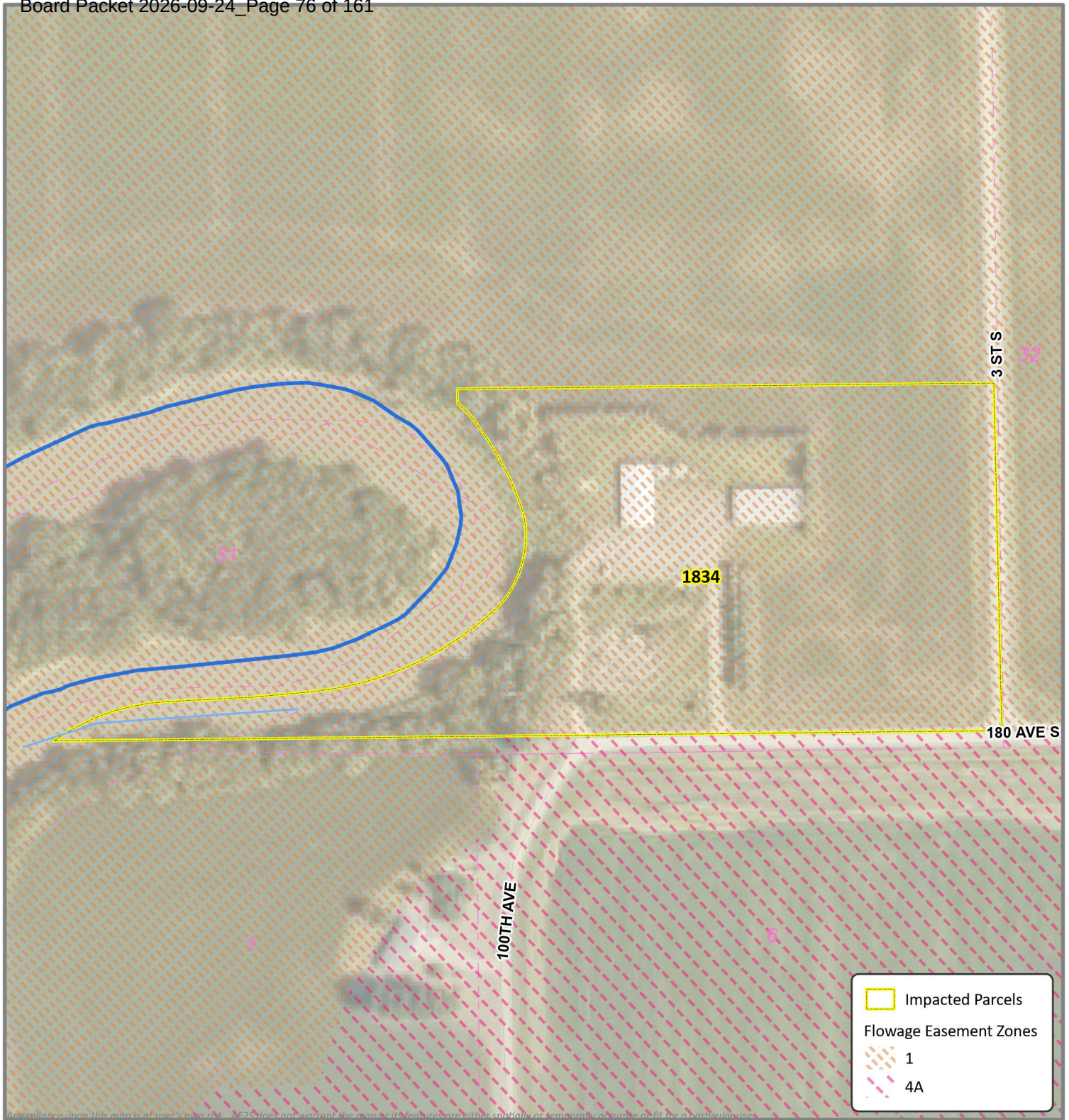
Description of Parcel(s)	See Exhibit A for a map showing the parcel recommended as excess land.
Legal Description	See Exhibit B for legal description for the parcel recommended as excess land.
Asset Parcel(s) Size	9.53 acres

Narrative Description of Parcel(s)	OIN 1834 is located in Minnesota on the corner of 180 th Ave South and 37 th St South in the Upstream Mitigation Area associated with the Comprehensive Project. There are approximately 3 acres of irregularly shaped tillable land as part of this parcel
Purchase Date	November 14, 2021
Purchase Price	\$620,800
Proposed Sale Price	\$52,000 Based on \$5,500/acre for flowage easement encumbered recreational land, considering the tillable acres on this parcel are small and irregularly shaped.
Former Owner	Micki Barnard
Adjacent Owners	OIN 1827 & 1833X – Ness Family Farm LLP OIN 1252 & 1824X – Keith & Norma Kragerud OIN 1250X – Paul & James Quinnild OIN 1670X – Larry & Judith Ness, LLLP
Property Management Approach	The farmstead portion of this parcel has been maintained through a weed control and mowing contract with JT Lawn Services and a Farmland Lease on the tillable acres.
Property Taxes	For 2024 this property had an annual of \$3,662 in property taxes and \$46 so far for 2025.
Relation to Construction	This parcel is in the UMA and not impacted by construction of the Comprehensive Project. The former owner desired a full-take buyout of the property. The former buildings on the parcel have been removed from the site, and the site has been restored. Any future sale will need to reserve a flowage easement on the parcel to ensure no future development.
Right of First Refusal	The prior landowner is not entitled to a ROFO.

3. Conclusion and Recommendation

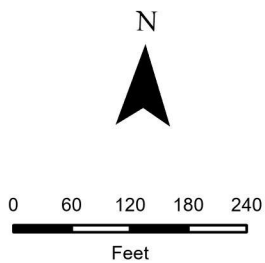
Based on the pertinent facts presented above, it is recommended to declare OIN 1834 as “Excess Land” and proceed with the process outlined in the Policy. If you agree with this recommendation, please sign the attached declaration form for our records (Exhibit C).

Exhibit A: Map Exhibit of Parcel Recommended as Excess Lands



All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey.

Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser | C:\Data\Projects\GIS Projects\FM Area Diversion\012 Lands Program\Property Acquisition\Project Wide\Individual Property Maps - General Inquiry\ArcPro General Individual Layout.aprx | Not Data Driven Layout



OIN: 1834

Owner: MCCJPA
Parcel ID: 15.031.4401

Clay County, MN

FM AREA DIVERSION
Map Date: 5/20/2025



Exhibit B: Legal Description for Parcel Recommended as Excess Lands

The following legal description is from the Purchase Agreement dated October 19, 2021.

The South 507 feet of that part of Government Lot Six and the Northeast Quarter of the Southeast Quarter of Section Thirty-one, Township One Hundred Thirty seven North of Range Forty-eight West of the Fifth Principal Meridian, Clay County, Minnesota, which is included within the following metes and bounds description: Beginning at the Southeast corner of Section Thirty-one, Township One Hundred Thirty-seven North of Range Forty-eight West of the Fifth Principal Meridian, Clay County, Minnesota; thence North 00°00'00" West along the East line of said Section Thirty-one, a distance of 1,743.82 feet; thence South 89°50'40" West a distance of 760.61 feet; thence South 00°17'38" West a distance of 1,324 feet, more or less, to a Point of Intersection with the East Bank of the Red River of the North; thence Southerly and Southwesterly along said East River Bank to the Point of Intersection with the South line of said Section Thirty-one; thence South 89°23'43" East along said South Section line a distance of 1,429 feet, more or less, to the point of beginning.

Exhibit C: Declaration of Excess Land Form

I hereby declare that OIN 1834 as noted in Exhibit A (the parcel) is deemed Excess Land and authorize the disposal of the parcel in accordance with the Policy on the Disposition and Management of Comprehensive Project Lands.



Jason Benson
Executive Director

7/14/2025

Date

Memorandum



To: Metro Flood Diversion Authority Lands Committee
From: Jason Benson, Executive Director
Cc: John Shockley, MFDA Legal Counsel
Date: September 23, 2026
Re: OIN 1890 Excess Land Sale Adjustment

RECOMMENDATION/ACTIONS NEEDED:

Approve the sale price of \$152,250 for excess land parcel OIN 1890.

Background/Key Points:

In May 2026 an excess land recommendation for OIN 1890 was presented at the MFDA Land Committee, the CCJWRD Board, and the MFDA Board meetings. The recommendation included a market value of \$199,000 and was unanimously approved at each of the three meetings. Since those approvals, and in accordance with the Policy on Disposition of Excess Lands, the notice of this sale was sent to the Member Entities, the Prior Landowner, and the Adjacent Landowners. Throughout those efforts no interest was received, and the parcel was made available for public sale. An interested party has come forward through the public sale step but is proposing the purchase of the property for \$152,250, which is lower than the original approved value of \$199,000. In efforts to dispose of this property we are requesting approval to proceed with this sale for \$152,250.

This recommendation is similar to the sale adjustments that were made for the interested buyers of OINs 858 and 839, see table below.

Parcel/OIN	Original Sale Price	Revised Sale Price
858	\$57,970	\$20,000
839	\$10,500	\$7,000

ATTACHMENTS:

- Approved Memo – Excess Lands recommendation – OIN 1890



Memorandum

TO: Jason Benson, Executive Director

FROM: Justin Fisher, Director of Lands and Compliance

DATE: May 18, 2026

RE: Excess Lands Recommendation – OIN 1890, subject to Flowage Easement

1. Introduction

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

This Memorandum serves as a recommendation for the Executive Director to declare OIN 1890 as Excess Land and begin the process to dispose of the property following the Policy.

2. Pertinent Facts Regarding OIN 1890

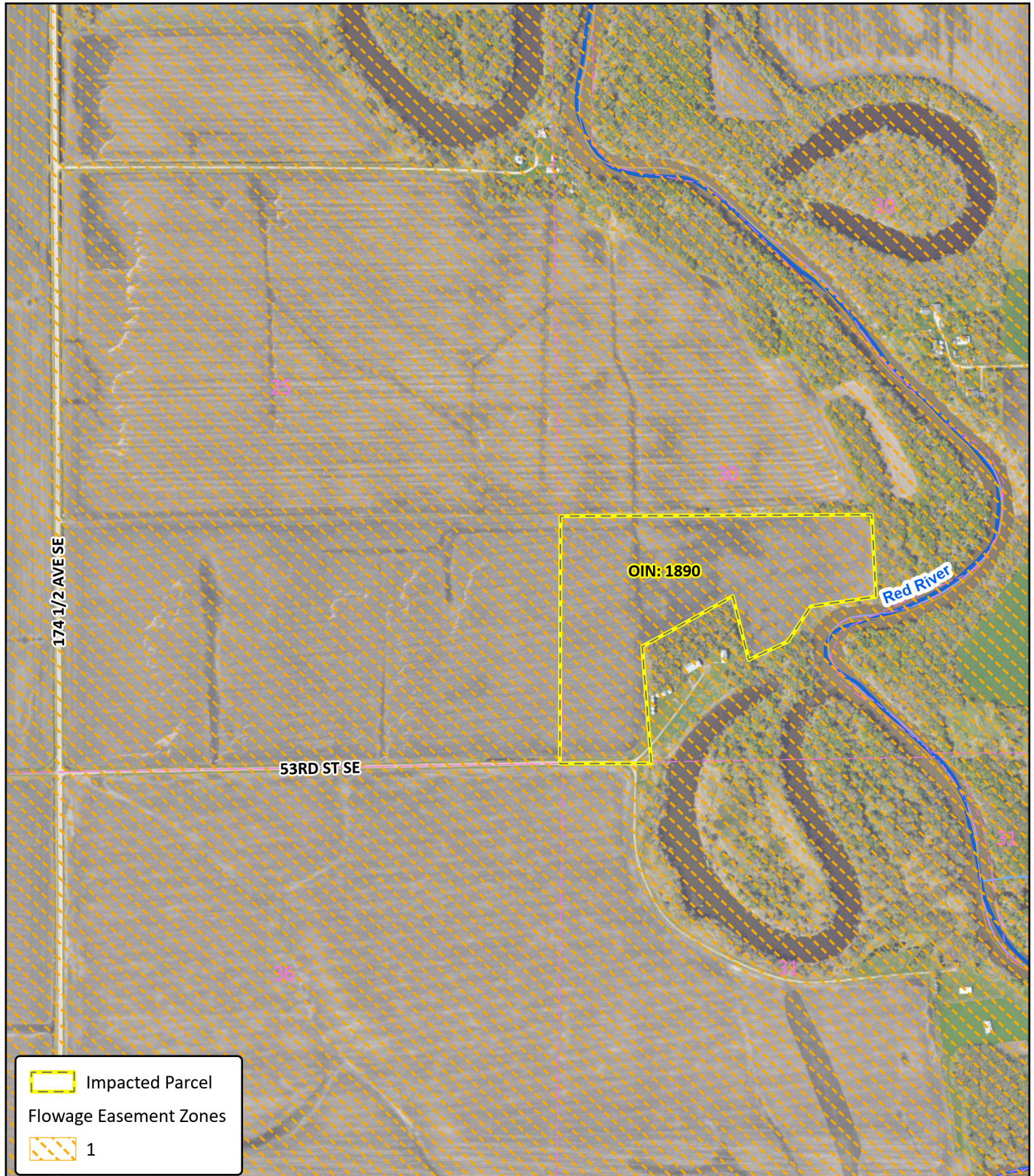
Description of Parcel(s)	See Exhibit A for a map showing the parcel recommended as excess land.
Legal Description	See Exhibit B for legal description for the parcel recommended as excess land.
Asset Parcel(s) Size	29.08 acres

Narrative Description of Parcel(s)	OIN 1890 is located in North Dakota along 53 rd Street SE in the Upstream Mitigation Area associated with the Comprehensive Project.
Purchase Date	May 17, 2021
Purchase Price	\$190,200
Proposed Sale Price	\$199,000 *Based on \$6,900/acre for flowage easement encumbered tillable acreage in Cass County.
Former Owner	Jacob Sip
Adjacent Owners	OIN 1891 – Rodney & Cherie Mathison OIN 7213 – Caden Coleman OIN 1898 – Ryan & Heather Hanson OINs 1897 & 2048 – Randy Backlund OIN 1995 – Terry & Kay Compson RT OINs 1895 & 1991 – Susan Evert
Property Management Approach	This property has been maintained through a farmland lease with Pifer's Land Management since 2022.
Property Taxes	For 2025 this property had roughly \$457 in property taxes.
Relation to Construction	This parcel is in the UMA and not impacted by construction of the Comprehensive Project. The former owner desired a full-take buyout of the property. Any future sale will need to reserve a flowage easement.
Right of First Refusal	The prior landowner has secured a ROFO that is set to expire on May 17, 2026.

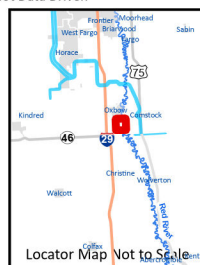
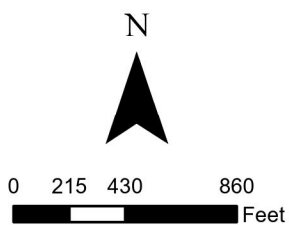
3. Conclusion and Recommendation

Based on the pertinent facts presented above, it is recommended to declare OIN 1890 as “Excess Land” and proceed with the process outlined in the Policy. If you agree with this recommendation, please sign the attached declaration form for our records (Exhibit C).

Exhibit A: Map Exhibit of Parcel Recommended as Excess Lands



Information depicted may include data unverified by AE2S. Any reliance upon such data is at the user's own risk. AE2S does not warrant this map or its features are either spatially or temporally accurate.
 Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser, AE2S, LLC | C:\Data\Projects\GIS Projects\FM Area Diversion\012 Lands Program\Property Acquisition\Project Wide\Individual Property Maps.aprx | Individual Layout Not Data Driven



OIN: 1890
Owner: Cass County Joint Water Resource District
Parcel ID: 57-0000-10217-060

Cass County, ND
FM AREA DIVERSION
Date: 4/30/2026



Exhibit B: Legal Description for Parcel Recommended as Excess Lands

That part of Government Lot 4 in Section 30, Township 137 North, Range 48 West of the Fifth Principal Meridian, Cass County, North Dakota, described as follows:

Beginning at a found iron monument which designates the southwest corner of said Section 30; thence South 89 degrees 41 minutes 29 seconds East on a record bearing along the south line of said Section 30 for a distance of 480.65 feet to a found iron monument at the southwest corner of a tract of land described in Document No. 1436183, on file and of record in the office of the Recorder, said Cass County; thence North 03 degrees 56 minutes 01 second West along the westerly line of said tract for a distance of 619.78 feet to a found iron monument on the northerly line of said tract; thence North 61 degrees 08 minutes 10 seconds East along said northerly line for a distance of 546.41 feet to a found iron monument; thence South 13 degrees 22 minutes 25 seconds East continuing along said northerly line for a distance of 347.95 feet to a found iron monument; thence North 65 degrees 00 minutes 41 seconds East continuing along said northerly line for a distance of 230.32 feet to an iron monument; thence North 33 degrees 12 minutes 36 seconds East for a distance of 219.36 feet to an iron monument; thence North 81 degrees 59 minutes 58 seconds East for a distance of 347.09 feet to an iron monument; thence North 02 degrees 25 minutes 29 seconds West for a distance of 434.29 feet to an iron monument on the north line of said Government Lot 4; thence North 89 degrees 46 minutes 32 seconds West along said north line for a distance of 1637.44 feet to a found iron monument at the northwest corner of said Government Lot 4; thence South 00 degrees 36 minutes 35 seconds West along the west line of said Government Lot 4 for a distance of 1310.51 feet to the point of beginning. Said tract contains 29.08 acres, more or less.

SUBJECT TO an easement for ingress-egress purposes over, under and across that part of Government Lot 4 in Section 30, Township 137 North, Range 48 West of the 5th Principal Meridian, Cass County, North Dakota, being a strip 40.00 feet wide, lying to the left of, as measured at a right angle to and parallel with a line described as follows:

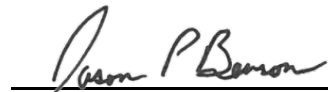
Commencing at the southwest corner of said Section 30; thence South 89 degrees 41 minutes 29 seconds East on a record bearing along the south line of said Section 30 for a distance of 408.68 feet to the point of beginning; thence North 42 degrees 04 minutes 05 seconds East for a distance of 99.78 feet to the westerly line of a tract of land described in Document No. 1436183, on file and of record in the office of the Recorder, said Cass County and said line there terminates. The northwesterly sideline of said 40.00 foot wide easement shall be prolonged or shortened to terminate on the south line of said Section 30 and on the westerly line of said tract.

AND FURTHER SUBJECT TO an easement for ingress-egress purposes over, under and across that part of Government Lot 4 in Section 30, Township 137 North, Range 48 West of the 5th Principal Meridian, Cass County, North Dakota, being a strip 10.00 feet wide, lying to the left of, as measured at a right angle to and parallel with a line described as follows:

Commencing at the southwest corner of said Section 30; thence South 89 degrees 41 minutes 29 seconds East on a record bearing along the south line of said Section 30 for a distance of 408.68 feet; thence North 42 degrees 04 minutes 05 seconds East for a distance of 99.78 feet to the westerly line of a tract of land described in Document No. 1436183, on file and of record in the office of the Recorder, said Cass County, the point of beginning; thence North 03 degrees 56 minutes 01 second West along the westerly line of said tract of land described in Document No. 1436183 for a distance of 545.15 feet to the northerly line of said tract; thence North 61 degrees 08 minutes 10 seconds East for a distance of 546.41 feet; thence South 13 degrees 22 minutes 25 seconds East continuing along said northerly line for a distance of 347.95 feet; thence North 65 degrees 00 minutes 41 seconds East continuing along said northerly line for a distance of 230.32 feet and said line there terminates. The westerly and northerly sideline of said 10.00 foot wide strip shall be prolonged or shortened to terminate on a line bearing South 42 degrees 04 minutes 05 seconds West from the point of beginning and on a line bearing North 33 degrees 12 minutes 36 seconds East from the point of termination. AND FURTHER SUBJECT TO all easements, restrictions, reservations and rights of way of record, if any.

Exhibit C: Declaration of Excess Land Form

I hereby declare that OIN 1890 as noted in Exhibit A (the parcel) is deemed Excess Land and authorize the disposal of the parcel in accordance with the Policy on the Disposition and Management of Comprehensive Project Lands.

A handwritten signature in black ink, appearing to read "Jason P. Benson", is written over a horizontal line.

Jason Benson
Executive Director

May 20, 2026

Date

Memorandum



To: Metro Flood Diversion Authority Lands Committee
From: Jason Benson, Executive Director
Cc: John Shockley, MFDA Legal Counsel
Date: September 23, 2026
Re: Excess Land Update – OIN 7234A Horace Elevator Property

BACKGROUND & UPDATE:

The MFDA declared OIN 7234A as Excess Land in February of 2025, with the direction to go straight to Public Sale given the nature of the abandoned grain elevator on site. This direction was a variance from the MFDA's Policy on the Disposition and Management of Comprehensive Project Lands (Policy) but was unanimously passed by the board. The recommendation included an asking price of \$1,025,000 for the site. Since that approval in 2025 the parcel has remained visible to the public through the Project's webpage on Excess Lands.

In July of 2025, the elevator site was included in an online auction hosted by Pifer's Land Management to assist with the disposal of this property. The MFDA established a minimum offer for Pifer's going into this auction, which was for \$550,000. Post auction results showed that the highest offer received was for only \$99,500. This number did not meet our minimum and was therefore rejected.

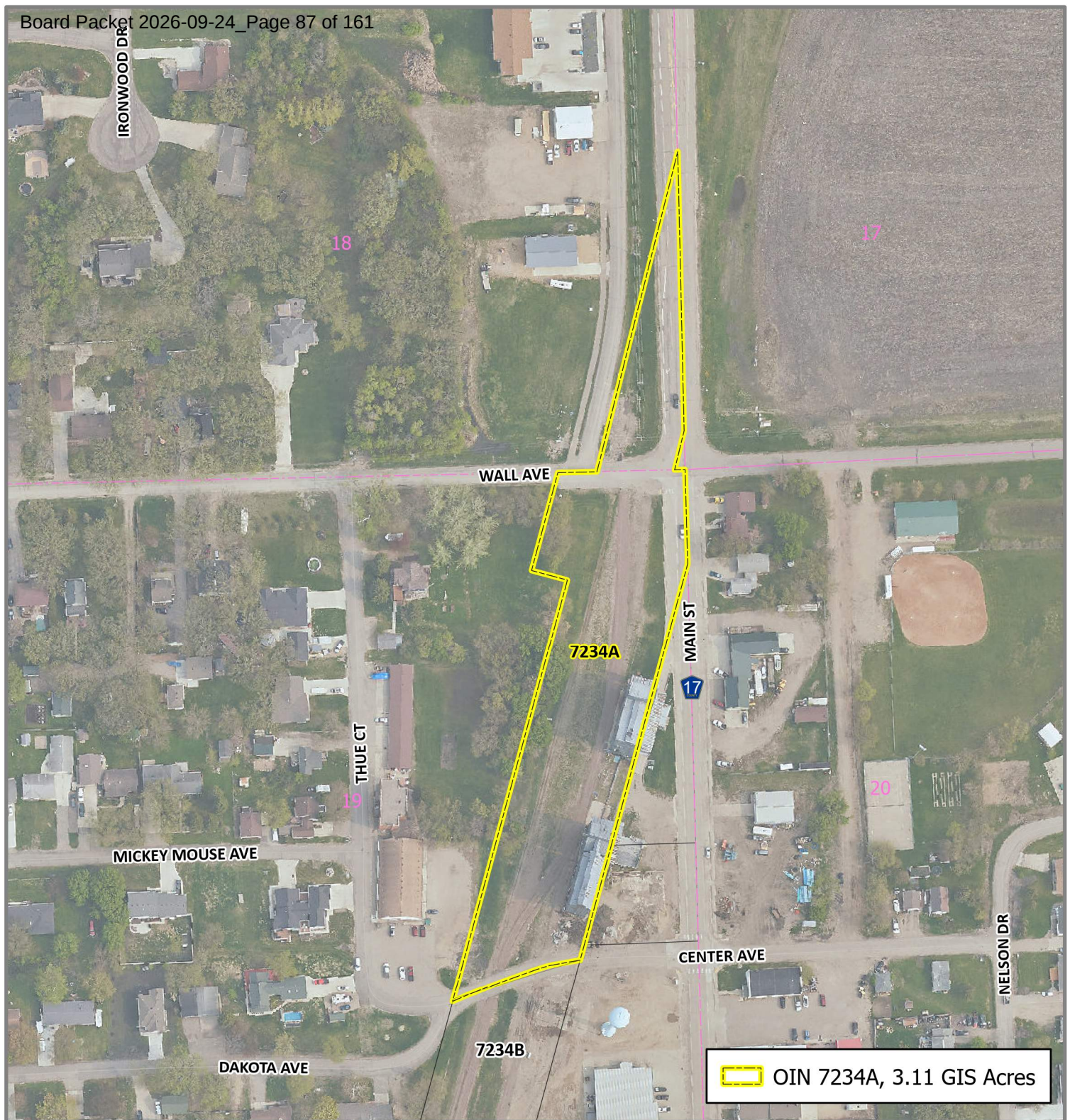
In the fall of 2025, the MFDA retained professional real estate services from Horizon Real Estate Group to assist in selling the property. From the fall of 2025 to date the property has had limited interest from other buyers.

With the services Horizon Real Estate has provided, we were able to expand the visibility of this site. In recent correspondence the MFDA received an offer for \$130,000.

Given these extensive efforts to find a buyer for the property and relieve the MFDA from the obligations associated with owning this unique property, staff are asking to move forward with this sale for \$130,000.

ATTACHMENTS:

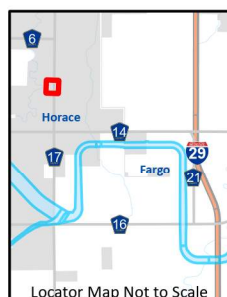
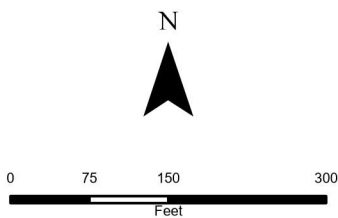
1. OIN 7234A Parcel Exhibit



Any reliance upon this map is at user's own risk. AE25 does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use.

All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey.

Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser | C:\Data\Projects\GIS Projects\FM Area Diversion\012 Lands Program\Property Acquisition\DCAI\Horace Railroad\HoraceRailroad.aprx | Horace RR Parcel Exhibit B C D



OIN: 7234A
Cass County Joint
Water Resource District
Cass County, ND

FM AREA DIVERSION
 Map Date: 7/22/2025



PURCHASE AGREEMENT

THIS AGREEMENT is made this ____ day of September 2026, by Cass Rural Water Users District, a North Dakota political subdivision, whose post office address is P.O. Box 98, Kindred, North Dakota 58051 (“Cass Rural”); and the Metro Flood Diversion Authority, a North Dakota political subdivision, whose post office address is 4784 Amber Valley Parkway S., Suite 100, Fargo, North Dakota 58104 (the “MFDA”).

RECITALS

A. The United States Army Corps of Engineers (the “Corps”) and the Metro Flood Diversion Authority, consisting of its member entities of the City of Moorhead, Minnesota; the City of Fargo, North Dakota; Clay County, Minnesota; Cass County, North Dakota; and the Cass County Joint Water Resource District (the “Member Entities”), entered into a Project Partnership Agreement on July 11, 2016, and amended on March 19, 2019, for construction of the Fargo-Moorhead Metropolitan Area Flood Risk Management Project, commonly referred to as the Fargo-Moorhead Area Diversion Project (the “Comprehensive Project”);

B. The MFDA is authorized to acquire real property necessary for purposes of constructing, operating, and maintaining the Comprehensive Project.

C. Cass Rural owns certain real property necessary for the Comprehensive Project that the MFDA must acquire; Cass Rural agrees to sell the MFDA the property described below, subject to the terms and conditions contained in this Agreement.

In consideration of the purchase price described in this Agreement, the mutual covenants contained in this Agreement, and other good and valuable consideration, the receipt and sufficiency of which the parties acknowledge, the parties agree as follows:

AGREEMENT

1. **The Purchase Property.** Cass Rural agrees to sell, and the MFDA agrees to purchase, upon the terms and conditions contained in this Agreement, the following real property in Cass County, North Dakota:

That part of 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, described as follows:

Commencing at the northeast corner of said Northwest Quarter; thence South 03°23'02" East, along the easterly line of said Northwest Quarter, for a distance of 2447.09 feet to the southeast corner of said Northwest Quarter; thence South 87°07'49" West, along the southerly line of said Northwest Quarter, for a distance of 32.99 feet to the southeast corner of a tract of land described in Document No. 1470549, on file at the Cass County Recorder's Office; thence continue South 87°07'49" West, along the southerly line of said tract and the southerly line of said Northwest Quarter,

***Cass Rural OIN 819N
Purchase Agreement***

Page 2

for a distance of 17.01 feet to the southwest corner of said tract; thence North 03°23'02" West, along the westerly line of said tract, for a distance of 480.00 feet; thence North 87°07'49" East for a distance of 17.01 feet to a point of intersection with the easterly line of said tract; thence South 03°23'02" East, along the easterly line of said tract, for a distance of 480.00 feet to the true point of beginning.

Said tract contains 0.187 acres, more or less, and is subject to easements as may be of record.

The property described above is the "Purchase Property."

2. **As-Is.** MFDA acknowledges that the Purchase Property is sold and conveyed to MFDA "AS-IS", "WHERE IS" and "WITH ALL FAULTS". MFDA acknowledges, Cass Rural makes no other representations or warranties whatsoever, express or implied, as to the condition of the Purchase Property, including, but not limited to, warranties as to merchantability, fitness for a particular purpose, physical condition, acreage or of any other nature whatsoever.

3. **Fixtures, Structures, and Personal Property.** Unless otherwise agreed by the parties, any buildings, structures, fixtures, personal property, or other items left on the Purchase Property on the date of closing will automatically become the MFDA's property, without the need for any bill of sale or any other written instrument or agreement.

Notwithstanding the above provisions of this section, Cass Rural shall remove from the Purchase Property, at Cass Rural's own expense and prior to closing, all vehicles, wood, construction materials, household chemicals, unused paint, debris and other personal property.

4. **Purchase Price.** The purchase price for the Purchase Property is \$1,870.00 (the "Purchase Price") the MFDA will pay Cass Rural the entire Purchase Price less any amounts required to satisfy and release any mortgages, liens or encumbrances affecting the Purchase Property, by check at closing. Cass Rural specifically acknowledges the Purchase Price represents full and final payment to Cass Rural as compensation or damages regarding the Purchase Property; any and all severance damages to any residual lands of Cass Rural; and any buildings, structures, fixtures, personal property, or other items left on the Purchase Property.

5. **Inspections and Environmental.** Following Cass Rural's execution of this Agreement, the MFDA shall be entitled to conduct inspections of the Purchase Property at its own expense. If the MFDA determines a Phase I environmental site assessment or other assessment or investigation is necessary, then the MFDA may conduct such studies prior to closing.

6. **Closing and Possession.** Closing will occur on or before _____, 2026, unless extended for purposes of correcting title or unless otherwise agreed by the parties. At closing, Cass Rural will execute and deliver to the MFDA a Quit Claim Deed conveying title to the Purchase Property. The parties agree to promptly execute and deliver any other instruments or documents necessary to carry out the purposes of this Agreement before, at, or following closing.

Cass Rural OIN 819N

Purchase Agreement

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7. **Title Examination.** The MFDA has obtained a duly certified Abstract of Title to the Purchase Property. If title to the Purchase Property, or any portion thereof, is unmarketable, Cass Rural will cooperate with the MFDA to clear any title defects and to render title marketable.

8. **Taxes.** With regard to the Purchase Property, Cass Rural agrees to pay all taxes and special assessments or assessments for special improvements due, levied, or assessed for the year 2025, which are due and payable in the year 2026, and all prior years. The parties will prorate all real estate taxes and special assessments or assessments for special improvements for the year 2026 with respect to the Purchase Property as of the date of closing of this transaction.

9. **Risk of Loss.** Cass Rural shall remain responsible for all taxes, mortgage payments, insurance premiums and bear the risk of loss up to and through the date of closing with respect to general liability, liability for personal injury, and any damage or casualty loss with respect to the Purchase Property, resulting from the use, occupancy and maintenance of the Purchase Property.

10. **Closing Costs.** The MFDA will be responsible for the costs of updating Abstracts, title examination fees, preparation of the Quit Claim Deed, preparation of this Agreement, preparation and expenses of any survey, and all costs related to title examination. Cass Rural will be responsible for the costs of preparation of and recording expenses of all releases, satisfactions, and title corrective documents.

11. **Forbearance or Waiver.** The failure or delay of the MFDA to insist on the timely performance of any of the terms of this Agreement, or the waiver of any particular breach of any of the terms of this Agreement, at any time, will not be construed as a continuing waiver of those terms or any subsequent breach, and all terms will continue and remain in full force and effect as if no forbearance or waiver had occurred.

12. **Survival.** The terms of this Agreement will survive the closing on the Purchase Property.

13. **Assignment.** Cass Rural will not transfer or assign this Agreement or any rights or obligations under this Agreement without providing written notice to the MFDA.

14. **Governing Law.** This Agreement will be construed and enforced in accordance with North Dakota law. The parties agree any litigation arising out of this Agreement will be venued in State District Court in Cass County, North Dakota, and the parties waive any objection to venue or personal jurisdiction.

Cass Rural OIN 819N

Purchase Agreement

Page 4

15. **Severability.** If any court of competent jurisdiction finds any provision or part of this Agreement is invalid, illegal, or unenforceable, that portion will be deemed severed from this Agreement, and all remaining terms and provisions of this Agreement will remain binding and enforceable.

16. **Entire Agreement.** This Agreement, together with the relevant closing documents, as well as the Quit Claim Deed, and including any amendments to those documents, constitutes the entire agreement between the parties regarding the matters described in this Agreement, and this Agreement supersedes any previous oral or written agreements between the parties.

17. **Modifications.** Any modifications or amendments of this Agreement must be in writing and signed by both parties to this Agreement.

18. **Binding Effect.** The covenants, terms, conditions, provisions, and undertakings in this Agreement, or in any amendment, will be binding upon the parties' successors and assigns.

19. **Cooperation.** The parties agree to cooperate fully, to execute any and all additional documents, and to take any and all additional actions that may be necessary or appropriate to give full force and effect to the basic terms and intent of this Agreement and to accomplish the purposes of this Agreement.

20. **Representation.** The parties, having been represented by counsel or having waived the right to counsel, have carefully read and understand the contents of this Agreement, and agree they have not been influenced by any representations or statements made by any other parties.

21. **Headings.** Headings in this Agreement are for convenience only and will not be used to interpret or construe its provisions.

22. **Counterparts.** This Agreement may be executed simultaneously or in two or more counterparts, each of which shall be deemed an original, and all of which, when taken together, constitute one and the same document. The signature of any party to any counterpart shall be deemed a signature to, and may be appended to, any other counterpart.

(Signatures appear on the following pages.)

***Cass Rural OIN 819N
Purchase Agreement***

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IN WITNESS WHEREOF, the parties executed this Agreement on the date written above.

METRO FLOOD DIVERSION AUTHORITY

By: _____
Josh Boschee, Chair

By: _____
Jason Benson, Executive Director

ATTEST:

Dawn Lindblom, Secretary

***Cass Rural OIN 819N
Purchase Agreement***

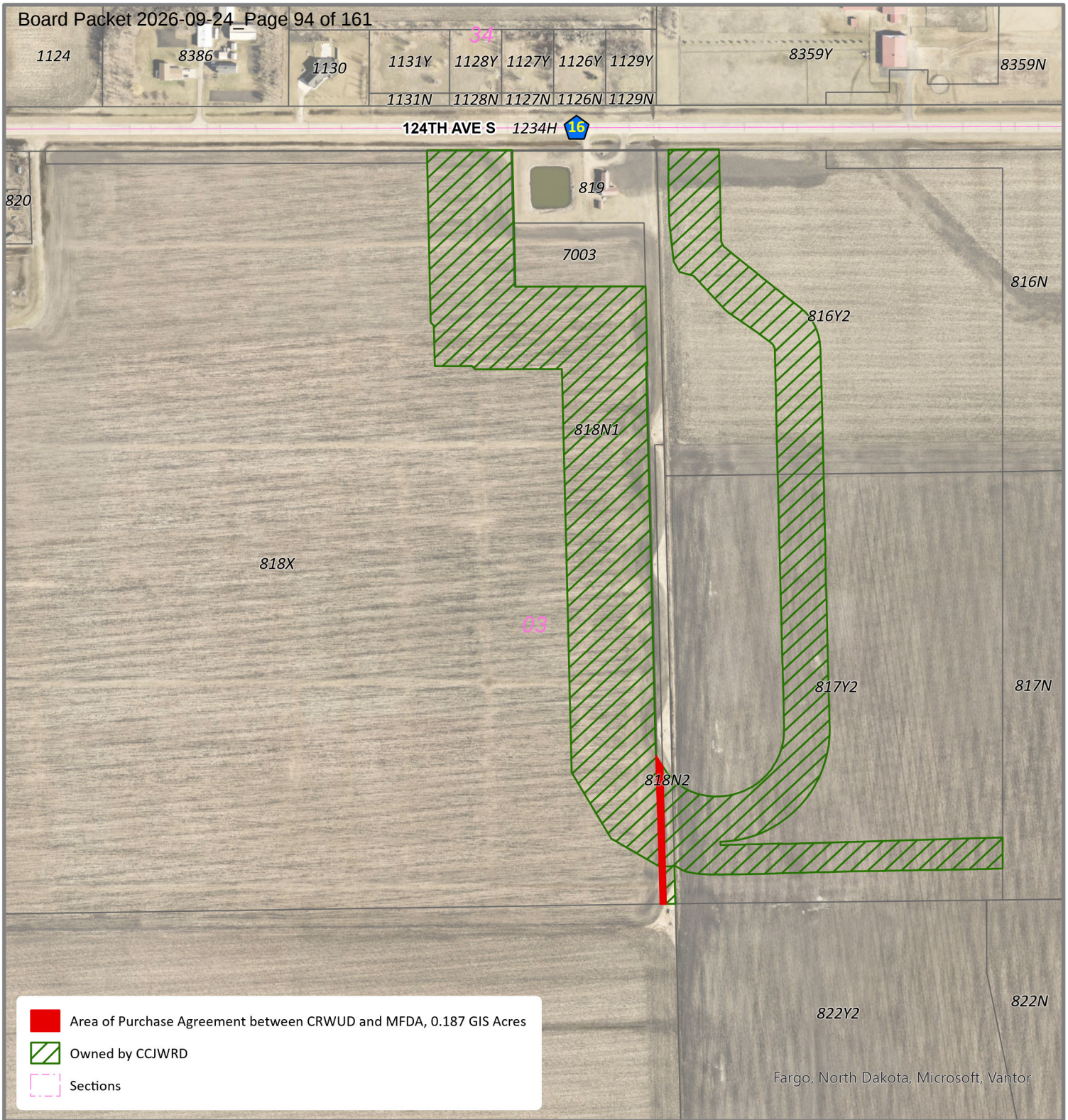
Page 6

CASS RURAL WATER USERS DISTRICT

Todd Ellison, President

ATTEST:

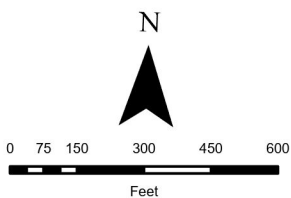
Barry Bowman, Secretary



Any reliance upon this map is at user's own risk. AE25 does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use.

All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey.

Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser | C:\Data\Projects\GIS Projects\FM Area Diversion\012 Lands Program\Property Acquisition\SEAI\SE-2\WP47F_CRWD_Levee.aprx | WP47 CRWD to CCIWRD



Locator Map Not to Scale

Cass Rural Water District Levee Purchase Agreement Area between Cass Rural Water Users District and Metro Flood Diversion Authority

FM AREA DIVERSION
Map Date: 9/16/2026



WIFIA Policy

INTERNAL CONTROL MEMO

**REVISION HISTORY**

Rev.	Date	Description	Originator	Approved
00	09/16/2026	Initial issue.	John Shockley	Jason Benson

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A. **References**..... 11

1 Key Contacts

AUTHORITY

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Metro Flood Diversion Authority
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Peggy Harter
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2 Policy Specifics

2.1 ACTIVITIES ALLOWED OR UNALLOWED AND ALLOWABLE COSTS/COST PRINCIPLES

CONTROL ENVIRONMENT

Pay units that have met interim completion are eligible for WIFIA reimbursement. The Program Management Consultant has an internal checklist to track that all requirements for interim completion are met for each pay unit prior to processing the final invoices for payment. Each pay unit has a unique interim completion number and pay unit value. The pay unit values are utilized to determine the amount of the WIFIA reimbursement request. The pay units along with their interim completion numbers and pay unit values are developed for each reimbursement request by the PMC. The values within the spreadsheet that are included with each WIFIA reimbursement requisition undergo an internal PMC review, a Fiscal Agent review, a legal review, and finally review and sign off by the Authority's Director of Engineering prior to submittal to the EPA.

RISK ASSESSMENT

All costs associated with the program are approved by the EPA before reimbursement is received. The Authority and the project engineers are aware of the allowable costs.

CONTROL ACTIVITIES

The Authority tracks all line-item expenses in the projects on at least a monthly basis to decide whether to request reimbursement from WIFIA, or not at all. If an expense is selected for WIFIA reimbursement, a request form is completed and supporting documentation is compiled. The request form is a letter, the format of which was specified in the WIFIA Loan Agreement. The table at the end of the letter is completed in an Excel file titled "WIFIA Table of Requisition Detail" with each request appearing on a separate tab. The supporting documentation consists of copies of invoices, which must either be signed or accompanied by an email approving the invoice to be paid, which ensures costs are allowable under the program. The invoice detail screen from the Developer is provided as a cover page for each invoice. Once the request packet is complete, it is sent to the PMC, the Fiscal Agent, and Bond Counsel for initial review. Once approved by the Director of Engineering, the letter is signed. EPA allows the letter to be signed electronically. EPA also allows all request materials to be submitted via email. Once the Director of Engineering signs the letter, John T. Shockley submits the reimbursement request to the following: EPA portfolio manager Malton Lightfoot-Taylor at lightfoottaylor.malton@epa.gov; the PMC Paul Barthel Paul.Barthel@jacobs.com and Peggy Harter Peggy.Harter@jacobs.com; the Deputy Executive Director, Martin Nicholson NicholsonM@fmdiversion.gov; Co-Deputy Executive Directors, Robert Wilson WilsonRo@casscountynynd.gov and Michael Redlinger mredlinger@FargoND.gov; Director of Engineering,

Kris Bakkegard BakkegardK@FMdiversion.gov; Executive Director, Jason Benson BensonJ@casscountynynd.gov; and the Chair of the Diversion Authority Board.

Requests submitted by the 1st of the month are approved or denied by the 15th, and requests submitted by the 15th are approved or denied by the 1st. EPA reviews the documentation and if any questions arise, EPA typically replies to all on the submission email asking for additional information. Once the final payment amount is determined, an automatically generated approval letter is emailed to Bond Counsel and the PMC detailing the approval, with an updated estimated amortization schedule attached. The funds are then wired to the Fiscal Agent on or a few days before the 1st or the 15th.

INFORMATION AND COMMUNICATION

There is excellent communication between the Authority, the PMC, and the EPA. The P3 Team is in regular communication with the PMC and provides a formal update to the Finance Committee once per month. The presentation materials shared during the monthly management update are then saved on the Aconex system.

MONITORING

The Authority is required to submit a quarterly construction progress report to the EPA. The form of the report was specified in the WIFIA Loan Agreement, Exhibit K. The reports provide the amounts expended on the primary contracts. The reports also provide an assessment of construction progress, a list of government approvals received, and a report of any issues experienced with the project. The PMC completes the reports, and they are sent to Bond Counsel for first review. Once approved by Bond Counsel, they are reviewed and signed by the Director of Engineering. The reports are provided via email to EPA portfolio manager Malton Lightfoot-Taylor at lightfoottaylor.malton@epa.gov and copies are uploaded to the USEPA electronic Drop Box by Bond Counsel.

2.2 ELIGIBILITY

CONTROL ENVIRONMENT

To provide reasonable assurance that federal awards are given to applicants that fully meet all eligibility requirements as laid out by the EPA.

RISK ASSESSMENT

The key contacts listed on page 1 understand the eligibility requirements of WIFIA and the associated risks of not maintaining eligibility.

CONTROL ACTIVITIES

The loan application was prepared by the PMC and Bond Counsel. The key contacts listed on page 1 are aware of the eligibility requirements and ensure that the Authority maintains its eligibility.

INFORMATION AND COMMUNICATION

The EPA has provided award documentation and guidance through the WIFIA Loan Agreement.

MONITORING

The key contacts listed on page 1 monitor the eligibility criteria to ensure the Authority maintains its eligibility.

2.3 MATCHING

CONTROL ENVIRONMENT

The PMC understands and is committed to ensuring that the matching requirement has been met.

RISK ASSESSMENT

The PMC identifies and communicates the matching requirements set forth by the EPA for the WIFIA loan.

CONTROL ACTIVITIES

WIFIA can only finance up to 49% of total eligible project costs. It is the prospective borrower's responsibility to show that they have other viable sources of funding for the remaining 51% of the eligible project costs. Federal funding cannot exceed 80% of total project costs. Matching requirements are mandatory. The loan application was prepared by the PMC, and the Authority's Bond Counsel. Approved credit agreement included Schedule for the Project Budget.

INFORMATION AND COMMUNICATION

The PMC communicates the matching requirements at the beginning of the project and if changes are made, those changes are properly shared with the team.

MONITORING

The PMC performs reviews of internal financials of the Authority to ensure that the matching is being completed.

2.4 PROCUREMENT AND SUSPENSION AND DEBARMENT

CONTROL ENVIRONMENT

The PMC and the Authority understand and are committed to complying with procurement requirements under the RESOLUTION ADOPTING THE THIRD AMENDMENT TO THE PROCEDURE FOR APPROVAL OF CONSTRUCTION, MAINTENANCE, TECHNICAL, ARCHITECTURAL, PROFESSIONAL SERVICES, AND GENERAL SERVICES CONTRACTS, MASTER SERVICES AGREEMENTS, AND CHANGE ORDERS AND AMENDMENTS OF THE METRO FLOOD DIVERSION AUTHORITY. The PMC monitors each purchase to ensure purchases follow the Authority's OPERATIONAL EXPECTATION POLICY NO. 6: FINANCIAL PLANNING AND ADMINISTRATION POLICY.

RISK ASSESSMENT

The PMC identifies and communicates the procurement requirements as to both obligation and disbursement.

CONTROL ACTIVITIES

The Authority has a formal procurement policy in place, and all contract invoices/bids are approved by Director of Engineering, Executive Director, and the Diversion Authority Board in accordance with the RESOLUTION ADOPTING THE THIRD AMENDMENT TO THE PROCEDURE FOR APPROVAL OF CONSTRUCTION, MAINTENANCE, TECHNICAL, ARCHITECTURAL, PROFESSIONAL SERVICES, AND GENERAL SERVICES CONTRACTS, MASTER SERVICES AGREEMENTS, AND CHANGE ORDERS AND AMENDMENTS OF THE METRO FLOOD DIVERSION AUTHORITY. The Authority monitors these transactions and ensures a vendor was not suspended or debarred prior to entering the covered transaction.

INFORMATION AND COMMUNICATION

The procurement requirements are known, and they are shared with individuals responsible for program expenditure.

MONITORING

The PMC monitors all expenses to ensure the process follows the Authority's procurement policy in place and to ensure the federal Uniform Guidance requirements are met.

2.5 REPORTING

CONTROL ENVIRONMENT

The PMC understands that reporting the correct time periods and expenditures related to the EPA is fundamental in ensuring that the reports are compiled correctly.

RISK ASSESSMENT

The PMC identifies and communicates the reporting periods to staff to ensure submission timelines are met.

CONTROL ACTIVITIES

The PMC monitors the reporting process to ensure they are compiled and submitted on a timely basis per requirements set forth by the EPA. The PMC performs a review of the reports before submission to ensure accuracy. The Director of Engineering signs the construction progress reports described on page 2.

INFORMATION AND COMMUNICATION

The reporting timelines are known at the beginning of the WIFIA Loan Agreement and are reviewed to ensure no changes have occurred. If changes to the timeline occur, staff are notified in a reasonable time to comply with the changes.

MONITORING

The Authority is required to submit a quarterly construction progress report to the EPA. The form of the report was specified in the WIFIA Credit Agreements (Exhibit J). The reports provide the amounts expended on the primary contracts. The reports also provide an assessment of construction progress, a list of government approvals received, and a report of any issues experienced with the project. The PMC

completes the reports, and they are sent to Bond Counsel for first review. Once approved by Bond Counsel, they are reviewed and signed by the Director of Engineering. The reports are provided via email to EPA portfolio manager Malton Lightfoot-Taylor at lightfoottaylor.malton@epa.gov and copies are uploaded to the USEPA electronic Drop Box by Bond Counsel.

2.6 SPECIAL TESTS – PREVAILING WAGE RATE REQUIREMENTS

CONTROL ENVIRONMENT

The PMC understands the Davis Bacon (Prevailing Wage) requirements set forth by the EPA.

RISK ASSESSMENT

The PMC and General Counsel identify and communicate the Prevailing Wage requirements and risks associated with non-compliance with the regulation.

CONTROL ACTIVITIES

The P3 Project Manager receives the wage reports from the contractors and subcontractors via Aconex and reviews them for completeness and accuracy in accordance with the regulations set forth by the EPA. Reviewed evidence that the Authority confirmed all certified payrolls from all contractors were received is maintained in Aconex. All respective certified payroll reports are maintained in Aconex and stored in the project folder.

INFORMATION AND COMMUNICATION

The Davis Bacon requirements are communicated with the project team and the contractors and subcontractors to ensure compliance. If changes are made, they are communicated timely to all parties involved.

MONITORING

The PMC performs a review of the wage reports to ensure accuracy. The PMC supports the US Department of Labor as they audit the prevailing wage reports received on the project.

2.7 SPECIAL TESTS – AMERICAN IRON AND STEEL COMPLIANCE

CONTROL ENVIRONMENT

The Authority is aware of the American Iron and Steel (AIS) requirements stated in the WIFIA Loan Agreement. The Project Agreement contains the AIS requirements, and the Developer is aware that it must comply with all AIS requirements. In the contracts between the Authority and contractors covered by the WIFIA Loan Agreement, the contractor is obligated to comply with AIS requirements.

RISK ASSESSMENT

The PMC, the Developer, and its contractors/subcontractors are aware of this requirement.

CONTROL ACTIVITIES

AIS Certification is signed by a responsible party from each contractor/subcontractor. The Developer provides an AIS Certification for each Buildable Unit.

INFORMATION AND COMMUNICATION

The American Steel and Iron purchasing information is included in Exhibit 31 of the Project Agreement between the Authority and the Developer.

MONITORING

The PMC and General Counsel review supporting documentation to ensure this is followed by the Developer and its contractors/subcontractors.

A. References

Document Name	Aconex Doc Control Number
<i>Plan – Project Execution Plan (PXP)</i>	<i>SWMLFC-CH2-PM-PLN-00016</i>
<i>Plan – Land Mitigation Plan</i>	<i>SWMLFC-CH2-PM-PLN-00008</i>
<i>Procedure – Aconex Procedures Guide</i>	<i>SWMLFC-CH2-PM-PRO-00007</i>
<i>Procedure – SharePoint Procedures Guide</i>	<i>SWMLFC-CH2-PM-PRO-00006</i>



FARGO MOORHEAD DIVERSION PROJECT

MONTHLY UPDATE

16 Sept 2026

Ongoing Construction

1 Red River Structure (RRS)

Structure includes 3-50 ft. wide Tainter gates. Construction is 99% complete. Final punch list items being addressed and key turnover pending. Turnover to Sponsors for OMRRR anticipated in October 2026.

2 Reach SE-2B

99% complete. Contractor addressing punch list items. Completion date is 23 October 2026.

3 Reach SE-3

88% complete. Hwy 81 road repair ongoing and involves excavation and replacement of road embankment, flattening side slopes, repaving, and adding/replacing box culvert sections. Reopening date is TBD and weather dependent. Contract completion date is 19 October 2026.

4 Reach SE-4

85% complete. Topsoiling and seeding ongoing. Contractor resurfacing 130th Ave S. up and over. Contract completion date is 15 October 2026.

5 Reach SE-5

68% complete. Soil-cement placement is ongoing. Contract completion date is 31 October 2026.

Ongoing Mitigation

6 Forest Mitigation

Three Contracts. Planting/maintenance ongoing. Completion dates are December 2028.

7 Drain 27 Wetland Mitigation Project Plantings

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

Operations, Maintenance, Repair, Replacement, Rehabilitation (OMRRR)

8 Reach SE-1B

Turnover to MFDA occurred on 14 September 2026. Turf maintenance ongoing.

9 Wild Rice River Structure (WRRS)

Turnover to MFDA occurred on 20 July 2026.

10 Diversion Inlet Structure (DIS)

Turnover to MFDA occurred on 15 June 2026.

11 OHB Reach 43-B Ring Levee

Turnover to MFDA occurred on 29 December 2025. Turf maintenance ongoing.

12 I-29 Raise

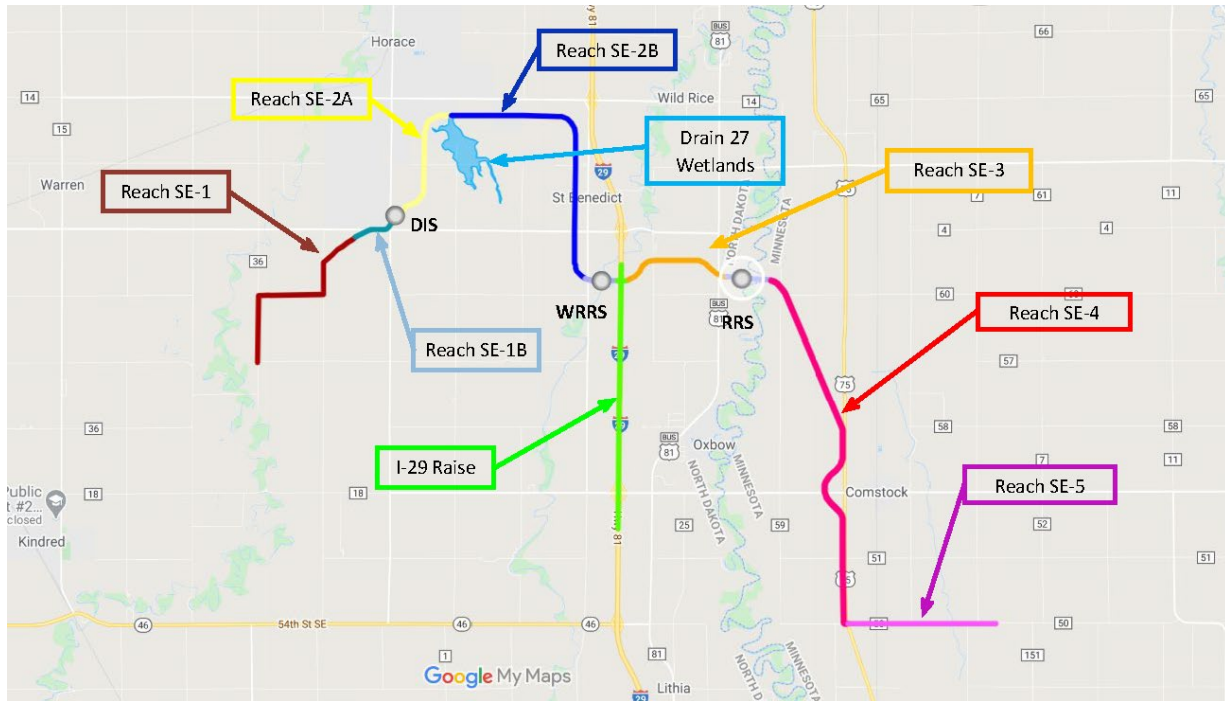
Turnover to MFDA occurred on 20 December 2025.

13 Drayton Dam Mitigation Project

Turnover to MFDA occurred on 28 Nov 2023.

14 Reach SE-1

Turnover to MFDA occurred on 29 December 2022.

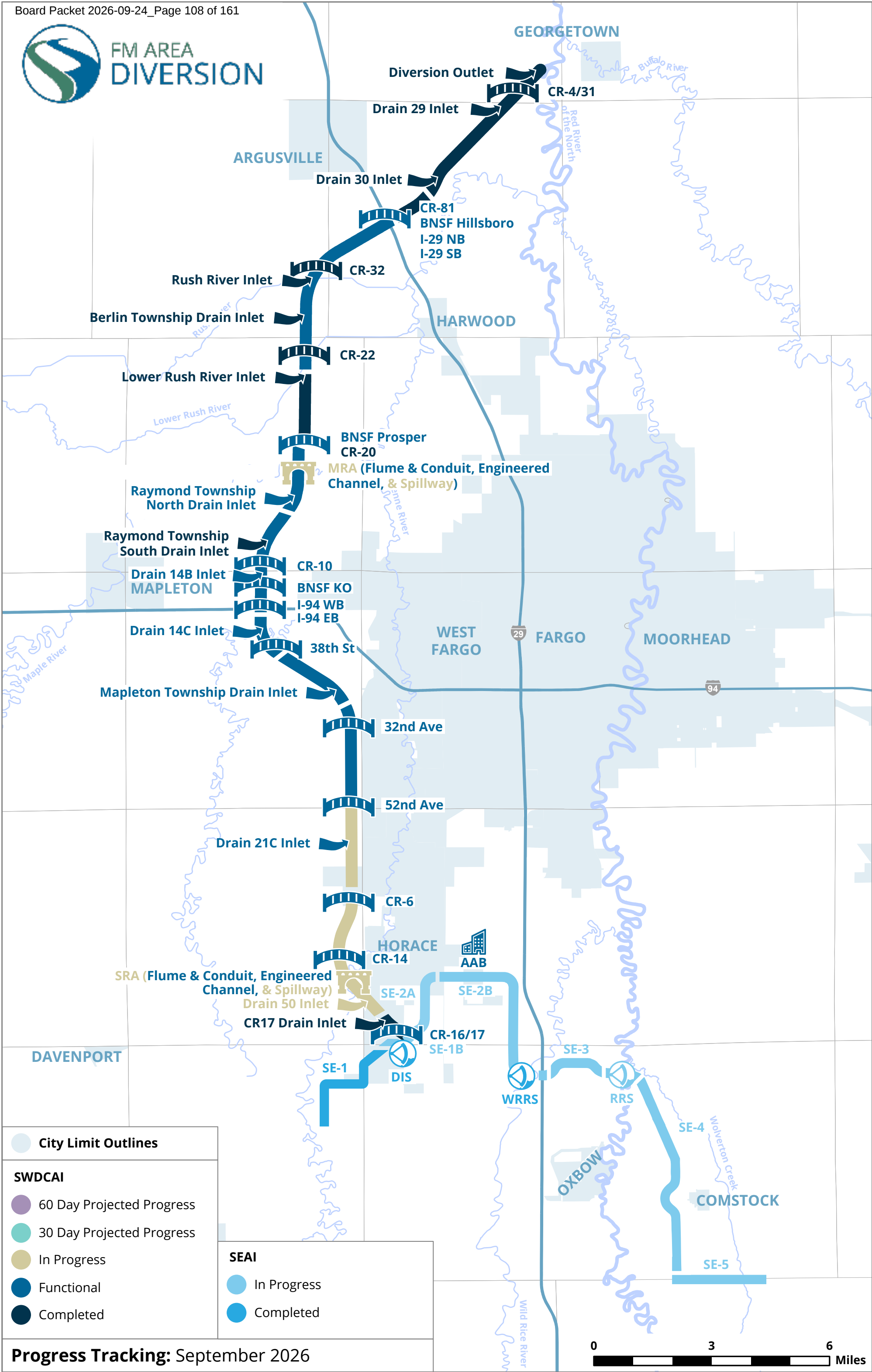


Fargo-Moorhead Metro FRM – Federal Work/Southern Embankment and Control Structures

DIS = Diversion Inlet Control Structure

WRRS = Wild Rice River Control Structure

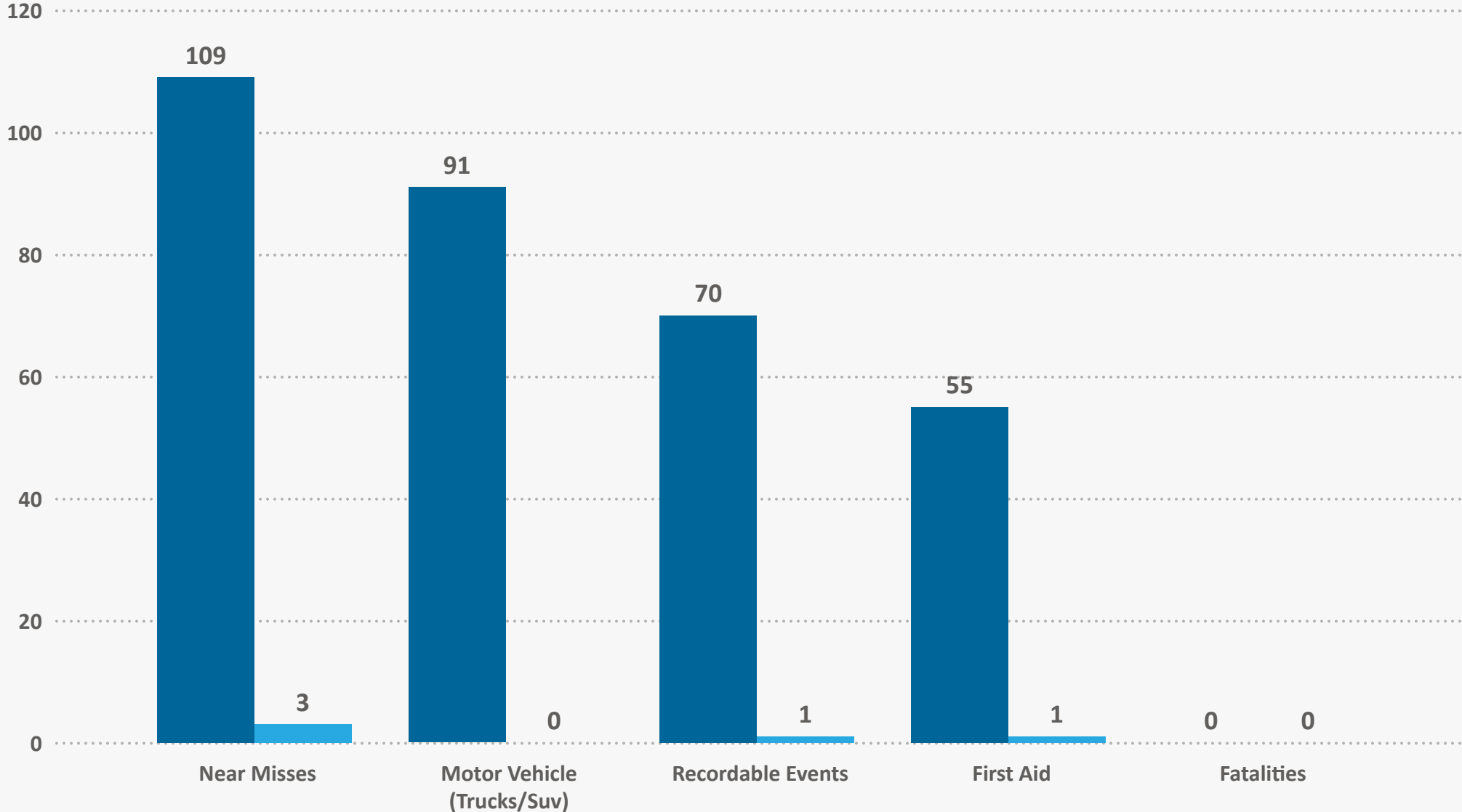
RRS = Red River Control Structure



Current Reporting Period: August 1 - August 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 FOR AUGUST 2026

Issue Date – September 14, 2026

PROGRESS

Construction of the SWDCAI is approximately 92.5%¹ complete based on Earned Value from RRVA's latest Schedule Submittal.

The work during the reporting period is summarized below:

- **General:** The Developer will not complete all the conditions to achieve Substantial Completion by the Project Substantial Completion Date of the end of September.
- **Aqueducts:** Maple River Aqueduct: Handrails were installed throughout. The compressed air manifold was reinstalled, re-tested and passed. Roller installation, sheeting and cladding of the structure continued and lifting eyes were welded to the vertical lift gate structure. Conduits were laid, and the primary cable was run, to the transformer under the spillway maintenance bridge to the E-house transformer, connected and tested, the temporary feed removed and protection bollards installed. Temporary bracing was removed from the spillway pneumatic weir. Barriers were completed to the spillway maintenance road bridge. The culvert pipes for the bypass pumps were backfilled and collars formed to remediate cracked joints. External cracks were injection sealed for the flume in the low flow channel area. Formwork was installed for the spillway barriers. Erosion control waffles were installed to the slopes of the Diversion Channel adjacent to the aqueduct structure. Galvanized fencing was delivered. Demobilization of the site continued. Sheyenne River Aqueduct: The vertical lift gate structure had guide rails, sheeting and cladding, the maintenance crane and trolley beams and lift pulleys installed. The pneumatic bladders were installed at the spillway. The spillway abutment plates were re-installed, and inclinometers fitted. Concrete was placed for the deck of the spillway maintenance road bridge. Formwork and reinforcing were placed for the single slope barriers to the flume maintenance road bridge. Epoxy coated rebar and formwork were installed for the upstream wingwall for the spillway. Sheet Pile was driven for the remaining section of the north spillway wing walls. Concrete was placed for the south approach slab. The inlet and outlet were excavated for the engineered channel. The wing walls for the aqueduct continue to leak water from the weepholes, and investigations and temporary mitigation works are ongoing. Repairs to the external flume cracks continued. The bypass culverts were dewatered and flap gates fitted. Mussel and fish mitigation and salvage from the old riverbed was completed. Pedestrian rails were installed to Wingwalls #1 and #5. Excavation continued for the spillway engineered channel and bedding and riprap were placed.
- **Stormwater Diversion Channel:** Reach 03: Clean up continued around CR 81, I-29 and BNSF Hillsboro Crossings. Reach 04: Ditch work, topsoil placement and seeding continued. Reach 05: Grading of earthwork work to the maintenance road/trail and the main channel continued. Reach 06: Main channel work around the BNSF Prosper Crossing was completed, Placement and grading earthwork continued for the left EMB. Topsoil was placed and seeding continues throughout the reach. Reach 07: Excavation of the main channel and placement in the left EMB continued. Reach 08: Excavation of the main channel and stockpiles, and placement in the left EMB continued. Topsoil was spread on the EMBs and around the BNSF KO Crossing. Reach 09: Topsoil stockpiles were excavated and hauled to the right EMB for placement. Construction of the maintenance roads continues. Reach 10: Excavation of the main channel commenced and placed in the left maintenance road embankment and right EMB. Topsoil was removed from stockpiles and placed in EMBs and toe ditches. Dead end terminations were reconstructed. Reach 11: Topsoil was stripped from stockpiles and spread on the 2% grade. Placement of the remaining levee earth work commenced at Drain 21C Drain Inlet. Tree planting continued throughout the reach. Reach 12: The main channel and left toe ditches excavation and placement on the left and right EMBs continued. Tree planting continued throughout on available areas. Reach 13: The main channel excavation and placement on the levee and right and left EMBs continued.
- **Interstate Crossing:** I-29 and I-94: Pavement repairs were completed for both interstates. Fencing continued to be erected on both interstates.

¹ Note: Overall Percent Complete is based on the RRVA July 2026 PSSU submitted on August 14, 2026, and is calculated based on Earned Value (EV).

- **County and Township Road Crossings:** CR 81 Crossing: Riprap was placed around the abutments and site clean-up continued. 32nd Avenue Crossing: Riprap was placed around the pier pile caps. CR 6 Crossing: Work continued to punch list items. CR 16/17 Crossing: Rip rap was pulled back to expose structure for Texcote to one foot below finished grade.
- **Diversion Outlet:** Sediment and debris were removed from downstream of the rock ramp. The NCR for the rock ramp is still awaiting a solution.
- **Hydraulic Structures:** Rush River Inlet: Riprap was re-graded in the approach channel. Lower Rush River Inlet: Rip rap was regraded and vegetation removed in the approach channel. Temporary measures were taken to address ponding awaiting final remediation. Raymond South Drain Inlet: Rip rap re-grading in the upstream channel was completed. Drain 14C Drain Inlet: The plugs were removed in the approach channel and placed in the north EMB to connect the new drain with the existing. Excavation was sporadic around the Mapleton Section 9 channel. Mapleton Section 24 Drain Inlet: Riprap in the downstream channel was regraded. Drain 21C Drain Inlet: Riprap was placed in the downstream channel. Trash racks and guardrails were installed. Drain 50 Drain Inlet: Riprap was regraded and sealant applied to headwalls.
- **Local Drainage:** no activities noted.
- **Railroad Crossings:** BNSF Hillsboro Crossing: work continues to punch list items including Texcote. Final grading work and riprap placement continued in the mainline embankment and ditches. The temporary access road continues to be removed. BNSF Prosper Crossing: Final grading of embankments and placement of topsoil were completed. BNSF K.O. Railroad Crossing: Concrete patching was completed. Shoofly removal continues. Abutment drain installation continued. Topsoil tidy-up commenced.
- **Access and Security:** Reach 02: Parking lot clean up and grading continued. : Placement of aggregate and installation of French drains on the maintenance road/trails continued in most reaches.
- **Authority Administration Building (AAB):** Electrical, plumbing and HVAC trim outs continued. Paint touch ups continued. Parapet wall caps were completed. Elevator and fire alarm installation and testing were completed. Window testing was completed and clean up and trimming continued. Exterior earthwork, dead end termination, final grading, landscaping, seeding and planting were all completed. Final walkthrough was completed on August 28th.

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.

Staff at the Authority and the Developer have commenced preparing processes and procedures for Project Substantial Completion and transitioning into the operation and maintenance period. Quality Management Plans are being updated for the Operating Period.

The Developer's program continues to slip to the right, resulting in the Interim Completion schedule becoming severely compressed and challenging on resources both for the Authority and the Developer.

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

Dispute	Description	Date Referred	Status
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
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_LLC-NCR-00207 and RRVA_LLC-NCR-00222	RRVA disputes and refuses to cure Noncompliance Points Assessed for NCR207 and NCR222	May 8, 2025	Dispute resolved via the Definitive Settlement Agreement
Notice of Interim Completion Package for Legal Drain 29	RRVA 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	RRVA 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 are working to appoint a new chair of the Financial Dispute Review Board.

COMMERCIAL

Compensation and Relief Events

By the end of August 2026, RRVA had submitted notices of 34 (thirty-four) Compensation Events and 3 (three) Relief Events². 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.

² A fourth Relief Event has been submitted by the Developer (RE 004) but this was submitted out with the reporting period.

There have been 32 (thirty-two) Authority-initiated change requests (ACRs) through the end of the reporting period. 19 (nineteen) 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. 5 (five) ACRs were withdrawn and 8 (eight) were resolved via the Statement of Principles. A summary of the ACRs is in *Attachment C – Authority Change Requests*.

There were 63 (sixty-three) developer-initiated change requests (DCRs) through the end of the reporting period. 38 (thirty-eight) 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. A summary of the DCRs is in *Attachment D – Developer Change Requests*.

PROJECT CONTROLS

Schedule

The Developer submitted the Project Status Schedule (PSSU) update on August 14, 2026, for the month of July 2026 (01-Aug-26 Data Date). The submittal was accepted for review. To create the PSSU, the Developer reported making approximately 2,046 changes from the PSSU 2026 May submitted on June 15, 2026, 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 November 25, 2026, which differs from the May 2026 PSSU and PBS3-R2 Project Substantial Completion Date by fifty five days (October 1, 2026). The approved PBS Project Substantial Completion Date (Scheduled Project Substantial Completion Date) is October 1, 2026.

PBS3-R2 was accepted contingent upon all the stated conditions being satisfied in the SOP.

Invoicing and Payment

BNSF submitted 187 invoices through the month of August 2026 totaling \$22,254,679.44. These have been forwarded to the Developer for payment for work performed by BNSF and its subcontractors at the Prosper, Hillsboro and KO locations. For the month of August, 180 of the 187 were paid for a total of \$21,826,367.70. The unpaid amount falls within the 60-day turnaround period. The BNSF Construction and Maintenance Agreement (C&M Agreement) between the Authority and BNSF is considered a “Third Party Agreement” as administered under Section 11 of the Project Agreement. Therefore, the invoices received by the Authority are transmitted to the Developer for payment directly to BNSF within 60 days of the invoice date according to Section 7 of the C&M Agreement. Future invoices received will be handled in a like manner. There are no overdue amounts as of the end of August.

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 within 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.

Summary of all Payments to the Developer through August 2026		
Cost Type	Amount	Notes
Series A Advance Payments	\$206,897,932.00	See Table 1 Below
Series B Interim Completion Payments	\$ 31,938,362.20	See Table 2 Below
Full ICE Payments	\$49,690,752.00	See Table 3 Below
Contingency SoP Section 22 Payments	\$32,000,000.00	\$5,000,000 was paid 14-May for Design Certificate and Construction Certificate for Buildable Units M35, Y35, G35, and R36 for the NDDOT Bridges
Contingency ACRs	\$7,956,760.06	(see Attachment C)
Contingency DCRs	\$3,712,553.80	(See Attachment D)

Summary of all Payments to the Developer through August 2026		
Cost Type	Amount	Notes
DRB Members (50% share)	\$154,420.34	Includes Polsinelli PC and Allegro Const. Services cost share.
Grand Total	\$ 332,359,780.40	

Table 1 - Series A - Additional Milestone <u>Advance</u> Payments				
Description	Pay Unit	Amount	Status	Date Paid
Diversion Channel Reach 2	4	\$13,018,175.20	Paid	17-Jun-25
Drain Inlet associated with Legal Drain 29	11	\$1,373,906.40	Paid	17-Jun-25
Drain Inlet associated with Legal Drain 30	12	\$2,554,404.80	Paid	31-Jul-25
Diversion Channel Reach 1	3	\$18,459,476.80	Paid	6-Aug-25
Diversion Channel Reach 1	2	\$11,322,074.40	Paid	6-Aug-25
CR 32 Crossing	26	\$6,662,244.80	Paid	18-Aug-25
Combined CR 4 and CR 31 Crossing and Collector Roadway Improvements	28	\$7,211,620.80	Paid	18-Aug-25
CR 20 Crossing	55	\$5,187,908.00	Paid	18-Aug-25
CR 10 Crossing	54	\$5,267,792.00	Paid	18-Aug-25
38th Street W Crossing and improvements	57	\$5,205,660.00	Paid	18-Aug-25
CR 22 Crossing	25	\$4,789,423.20	Paid	15-Sep-25
Drain Inlet associated with Legal Drain for Berlin Township	14	\$3,406,494.40	Paid	5-Dec-25
Removal of the BNSF Hillsboro Subdivision Line Crossing Shoofly	31	\$1,358,017.60	Paid	16-Dec-25
Removal of the BNSF Prosper Subdivision Line Crossing Shoofly	34	\$1,020,732.00	Paid	16-Dec-25
Division Outlet	1	\$5,875,866.40	Paid	14-Jan-26
Diversion Channel Reach 5	7	\$30,073,898.40	Paid	27-Jan-26
Diversion Inlet Structure Tie-In	47	\$7,625,964.80	Paid	24-Feb-26
Drain Inlet associated with Legal Drain for Raymond Township South	17	\$2,545,528.80	Paid	3-Mar-26
Removal of the BNSF KO Eastbound Shoofly	37	\$1,109,491.20	Paid	14-May-26
32 nd Ave Crossing	56	\$5,187,908.00	Paid	19-May-26
Removal of the BNSF KO Westbound Shoofly	40	\$1,109,491.20	Paid	20-May-26
I-29 Northbound Bridge	21	\$8,898,979.20	Paid	10-Jun-26
I-29 Southbound Bridge	22	\$8,898,979.20	Paid	22-Jun-26
CR6 Crossing	53	\$5,187,908.00	Paid	10-Jun-26
CR14 Crossing	60	\$5,751,408.00	Paid	10-Jun-26
I-94 Eastbound	23	\$8,801,344.00	Paid	26-Jun-26
I-94 Westbound	24	\$8,801,344.00	Paid	26-Jun-26
Drain Inlet associated with Legal Drain for Raymond Township north	16	\$2,554,404.80	Paid	26-Jun-26
CR 16/17 Crossing	48	\$5,267,792.00	Paid	30-Jun-26
52nd Ave. Crossing	59	\$4,395,821.60	Paid	26-Jun-26
Drain 14B	18	\$2,865,062.40	Paid	29-Jul-26
Drain 50	51	\$2,554,404.80	Paid	15-Jul-26
Drain 21C	50	\$2,554,404.80	Paid	5-Aug-26

Table 1 - Series A - Additional Milestone <u>Advance</u> Payments				
Description	Pay Unit	Amount	Status	Date Paid
Total		\$ \$206,897,932.00		

Table 2 - Series B – Interim Completions				
Description	Pay Unit	Amount	Status	Date Paid
Drain Inlet associated with Legal Drain 29	11	\$343,476.60	Paid	16-Oct-25
Drain Inlet associated with Legal Drain 30	12	\$638,601.20	Paid	16-Dec-25
CR 32 Crossing	26	\$1,665,561.20	Paid	24-Dec-25
CR 20 Crossing	55	\$1,296,977.00	Paid	6-Jan-26
Diversion Channel Reach 2	4	\$3,254,543.80	Paid	14-Jan-26
Combined CR 4 and CR 31 Crossing and Collector Roadway Improvements	28	\$1,802,905.20	Paid	14-Jan-26
Drain Inlet associated with Legal Drain for Berlin Township	14	\$851,623.60	Paid	26-Jan-26
CR10 Crossing	54	\$1,316,948.00	Paid	13-Feb-26
Diversion Channel Outlet	1	\$1,468,966.60	Paid	24-Apr-26
Diversion Channel Reach 5	7	\$7,518,474.60	Paid	22-May-26
Diversion Channel Reach 1	3	\$4,614,869.20	Paid	10-Jun-26
Diversion Channel Reach 1	2	\$2,830,518.60	Paid	15-Jun-26
Diversion Inlet Structure Tie-In	47	\$1,906,491.20	Paid	22-Jun-26
Removal of the BNSF Hillsboro Subdivision Line Crossing Shoofly	31	\$339,504.40	Paid	29-Jul-26
Removal of the BNSF Prosper Subdivision Line Crossing Shoofly	34	\$255,183.00	Paid	29-Jul-26
CR 22 Crossing	25	\$1,197,335.80	Paid	5-Aug-26
Drain Inlet associated with Legal Drain for Raymond Township South	17	\$636,382.20	Paid	25-Aug-26
Total		\$ 31,938,362.20		

Table 3 – Full Interim Completion Payments				
Description	Pay Unit	Amount	Status	Date Paid
BNSF KO Shoofly East Bound Crossing	35	\$3,472,708.00	Paid	26-Mar-25
BNSF KO Shoofly West Bound Crossing	38	\$3,472,708.00	Paid	26-Mar-25
BNSF Proper Shoofly	32	\$3,195,335.00	Paid	26-Mar-25
BNSF Hillsboro Shoofly	29	\$4,249,352.00	Paid	26-Mar-25
Lower Rush River Inlet	15	\$8,862,507.00	Paid	22-May-26
Rush River Inlet	13	\$7,991,484.00	Paid	22-May-26
Diversion Channel Reach 14	46	\$18,446,658.00	Paid	22-Jun-26
Total		\$49,690,752.00		

Other:

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

Invoice Name	Pay Unit #	Forecasted Payment Date	Pay Unit /ACR DCR Amount
38th Street W Interim Connection (roadway connection south of I-94) - Construction	ACR023-2024 - 2	Oct-2026	\$51,750
52nd Avenue W Crossing	59	Oct-2026	\$5,494,777
32nd Avenue West Crossing	56	Oct-2026	\$6,484,885
CR 81 Crossing	27	Oct-2026	\$14,706,217
CR 14 Crossing	60	Oct-2026	\$7,189,260
CR 16/17 Crossing	48	Oct-2026	\$6,584,740
Cass County Drain 14C	ACR006-2022	Oct-2026	-\$950,000
Sheyenne River Aqueduct Changes & Aqueduct Design Maple River - Milestone 4 - Completion of Construction at Maple and Sheyenne	ACR016-2023 & ACR022-2023 - 4	Nov-2026	\$2,225,000
I-29 Northbound Crossing	21	Nov-2026	\$11,123,724
I-29 Southbound Crossing	22	Nov-2026	\$11,123,724
Drain 14B Inlet	18	Nov-2026	\$3,581,328
Raymond Township North Drain Inlet	16	Nov-2026	\$3,193,006
BNSF Prosper Subdivision Line Crossing	33	Nov-2026	\$8,416,565
38th Street West Crossing	57	Nov-2026	\$6,507,075
BNSF Hillsboro Subdivision Line Crossing	30	Nov-2026	\$11,134,819
CR 6 Crossing	53	Nov-2026	\$6,484,885
Channel Reach 09 Pay Unit	41	Nov-2026	\$42,263,110
Channel Reach 11 Pay Unit	43	Nov-2026	\$36,903,602
Channel Reach 07 Pay Unit	9	Nov-2026	\$22,568,529
I-94 Eastbound Crossing	23	Nov-2026	\$11,001,680
I-94 Westbound Crossing	24	Nov-2026	\$11,001,680
Channel Reach 04 Pay Unit	6	Nov-2026	\$16,380,341
Channel Reach 12 Pay Unit	44	Nov-2026	\$22,676,150
Authority Administration Building	58	Nov-2026	\$8,631,843
Drain 14C Inlet	19	Nov-2026	\$8,940,172
Drain 21C Inlet include 15th St. SW Improvements CR8 – 32nd Ave.	50	Nov-2026	\$3,193,006
Channel Reach 03 Pay Unit	5	Nov-2026	\$26,733,448
Channel Reach 06 Pay Unit	8	Nov-2026	\$17,553,406
BNSF KO Subdivision Line Eastbound Crossing	36	Nov-2026	\$9,126,639
BNSF KO Subdivision Line Westbound Crossing	39	Nov-2026	\$9,126,639
Channel Reach 08 Pay Unit	10	Nov-2026	\$25,280,570
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	Nov-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	Nov-2026	\$1,386,864
Mapleton Township Drain Inlet	49	Nov-2026	\$3,193,006

Invoice Name	Pay Unit #	Forecasted Payment Date	Pay Unit /ACR DCR Amount
Channel Reach 10 Pay Unit	42	Nov-2026	\$29,499,300
Drain 50 Inlet	51	Nov-2026	\$3,193,006
Maple River Aqueduct	20	Nov-2026	\$41,248,560
Channel Reach 13 Pay Unit	45	Nov-2026	\$44,500,407
Sheyenne River Aqueduct	52	Nov-2026	\$36,144,900
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	Dec-2026	\$141,970
Substantial Completion Milestone Payment	MPsc	Dec-2026	\$127,265,187
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	Dec-2026	\$141,970
Total			\$662,834,604

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.

The Authority will also pay BNSF a total of \$9,000,000 for lifespan maintenance and future reconstruction of three railroad bridges following completion of construction of these structures, estimated to be Summer 2026. This payment reflects the net present value of the three bridges for which BNSF will accept responsibility for ownership and maintenance.

In addition to the payments above, Section 22 of the Statement of Principles (SOP) executed in July 2025 provides for a total of \$57 million in settlement of released claims as follows:

SOP Section 22 Payments			
Payment Type	Amount	Payment Date	Notes
Initial Settlement Agreement 30 days following Statement of Principles Effective Date (July 3, 2025)	\$10,000,000	July 14, 2025	
30 days after all NCRs identified in Schedules C and D of the SOP are formally closed	\$10,000,000	October 3, 2025	
30 days following issuance of Design Certificates and Construction Certificates for Buildable Units S09 (Rush River Inlet) and O00 (Diversion Outlet Structure	\$7,000,000	March 31, 2026	
30 days after the issuance by the Developer of a Design Certificate and Construction Certificate for Buildable Units CR1, CR2, CR3, CR4, CM1, CM2, CM3, CM4, CM5, CS1, CS2, CS3, CS4 and CS5 for Local Drainage.	\$5,000,000	14-May-26	
30 days after the issuance by the Developer of a Design Certificate and Construction Certificate for Buildable Units A51, A52, and A53 for the Maple River Aqueduct.	\$5,000,000		
30 days after the issuance by the Developer of a Design Certificate and Construction Certificate for Buildable Unit A56 for the Sheyenne River Aqueduct.	\$5,000,000		
30 days after the issuance by the Developer of a Design Certificate and Construction Certificate for Buildable Units M35, Y35, G35, and R36 for the NDDOT Bridges.	\$5,000,000		
30 days after the issuance by the Developer of a Design Certificate and Construction Certificate for Buildable Units X71, X73, X75, X81, X83, X85, X91, X93 and X95 for the BNSF Bridges.	\$5,000,000		

SOP Section 22 Payments			
Payment Type	Amount	Payment Date	Notes
30 days after the issuance by the Developer of a Design Certificate and Construction Certificate for Buildable Units M11, G11, Z11, M12, Y12, G12, M13, G13, Z13, R14, R15, R17, R61, R62, and R73 for the Cass County Bridges.	\$5,000,000		
Grand Total	\$57,000,000		

CONSTRUCTION

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 August 2026 is as follows:

- 8/3/2026 ASN - Sheyenne River Aqueduct; During mat-breaking operations with a mini excavator, a rock was ejected from the bucket and penetrated the front window, striking the operator in the stomach. No injuries.
- 8/3/2026 ASN - Sheyenne River Aqueduct; A mat slipped from the bucket during handling operations and made contact with the equipment, resulting in a broken window.
- 8/4/2026 ASN - Reach 07; operator struck a communication line. Upon inspection, it was confirmed that the line was abandoned and no longer in service.
- 8/4/2026 ASN - CR 81 Crossing; employee was connecting a trailer and was stung by a wasp.
- 8/5/2026 Meyer Contracting - Reach 13; Meyer's operator struck a communication line. CenturyLink confirmed that the line was an abandoned/retired line.
- 8/10/2026 ASN - Reach 13; dozer operator backed into a parked haul truck. Minor damage to haul truck. No injuries.
- 8/12/2026 ASN - Lower Rush River Inlet; while moving rocks, employee caught a finger between two of them. No care was needed.
- 8/13/2026 ASN - Lower Rush River Inlet; It was reported that a bollard near Lower Rush River was struck by an unidentified vehicle or piece of equipment.
- 8/14/2026 ASN - All Hand Safety Meeting.
- 8/14/2026 Veit - Reach 11; dozer operator came across a dead power line, while trimming on a slope.
- 8/18/2026 ASN - Maple River Aqueduct; Damage was observed on the lower right panel of a mini-excavator that was parked at the Maple Welding Lay Yard.
- 8/18/2026 IBI - 32nd Ave W Crossing; while operating in muddy conditions, an operator began sinking into the mud. During an attempt to swing the equipment, the tip of the stick made minor contact with a beam, resulting in a slight impact.
- 8/21/2026 ASN - Sheyenne River Aqueduct; skid steer operator was backing up when he struck the driver side door of a parked IBI semi-truck. No injuries.
- 8/22/2026 ASN - Reach 06; operator was backing up tractor with a grader and backed into a light plant.
- 8/24/2026 ASN - Maple River Aqueduct; employee stated that while moving a JLG boom lift on the west side of the flood gate, the hood door encountered the permanent guard rail. Resulting in damage to the hood gate.

8/31/2026 ASN - Reach 11; Employee's stated they were attempting to disconnect a hydraulic hose from the equipment. In the process, the hydraulic hose nozzle is disconnected from the hose, causing the hose to whip and spray hydraulic fluid on both employees and the ground.

8/31/2026 Kaptels Trucking - Reach 04; while backing a belly dump off a public road to place gravel on the maintenance road, the driver struck a pipe bollard.

Road Closures for Bridge Construction

Temporary Road Closures	Anticipated Mainline Opening Date
County Road 81 –	Open
32nd Ave – Traffic Detoured to CR 8 and CR 31	Open
52nd Ave – Traffic Detoured to CR 8 and CR 31	Released to another work package project, expected full opening September 2026
County Road 6 -	Open
County Road 16/17 Temporary Closure for Paving	Open

Roadways are 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 – Closed December 2025
171st Ave. SE – Closed 10/31/2023	81st S – Closed August 2026 (SRA Access)
170th Ave. SE – Closed 10/31/2023	
169th Ave. SE – Closed 6/21/2023	<u>ACTIVE BYPASSES</u>
29th St. SE – Closed 9/17/2023	CR 14 Removal completed in August 2026
32nd St. SE – Closed 3/20/2024	<u>ACTIVE BRIDGES</u>
37th St. SE – Closed 9/20/2023	CR 4/31 Crossing, CR 32 Crossing, CR 10 Crossing, CR 20 Crossing, CR22 Crossing; I-29, I-94, CR 16/17 Crossing, 38 th St NW Crossing; 32 nd Ave Crossing, CR 22, CR 6, CR14.
166th Ave. SE – Closed 5/24/2024	<u>ACTIVE DETOURS</u>
43rd St. SE Closed 10/7/2024	52 nd Ave W detour was removed in August 2026.
112th Ave. S – Closed 10/10/2024	<u>UPCOMING DETOURS</u>
64th Ave. S – Closed 10/7/2024	
45th St. SE – Closed 10/10/2024	
26th St. W – Closed 10/15/2024	
21st Ave. W – Closed 10/15/2024	
35th St. SE – Closed 10/7/2027	

Compliance checks

The PMC carried out the following for the month of August 2026:

- 1,136 Daily Observations; 53 Compliance Checks; 65 Issues written, and 53 Punch List items were noted 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 (15); Hydrometer (5); Proctor (12); Sieve (1); Field Reports (16); Density Tests (66); Concrete (55)

Survey GIS:

- Reach 3 – ¾ of the reach compliance check of survey elevations have been done. East of CR81, the roadway still needs to be surveyed. Currently, work is in progress.
- Reach 5 – ¾ of the reach survey compliance check is done.
- Reach 6 – ¾ of the reach survey compliance check is done. South and North of Prosper mainline track sections still need to be done. Currently, work is in progress.
- Reach 7 – ¾ of the reach survey compliance check is done. The South of CR10 section still needs to be surveyed. Work is currently in progress. Reaches 8, 9, and 10 have not been checked yet, waiting for work to be completed.
- Reach 11 – ¾ of reach survey compliance check is done. South of 52nd Ave. W is not built yet.
- Reach 12 – ¾ of the reach survey compliance check is done. In front of Drain 21C area is not built yet.
- Reach 13 – ¾ of the reach survey compliance check is done. The SRA area is still needed because it's not been built yet.

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.

There were two Certificates for Interim Completion issued to the Developer in August. One Certificate was issued to the Developer for CR 22 Crossing on August 7th, and one Certificate was issued to the Developer for Drain Inlet associated with Legal Drain for Raymond Township South on August 18th. Issuance of Certificates Interim Completion prompts the commencement of all performance requirements in accordance with the Project Agreement.

The inspections for Drain 29 Inlet, Drain 30 Inlet, CR 20 Crossing, CR 32 Crossing, CR 22 Crossing, CR 4/31 Crossing and Roadway Improvements, Channel Reach 2, 170th Ave Crossing Drain 13 & 30, Berlin Township Drain Inlet, CR 10 Crossing, Diversion Outlet, Rush River Inlet, Lower Rush River Inlet, Raymond South Drain Inlet, Channel Reach 05, Channel Reach 1, and Channel Reach 14 are being recorded and managed in 'Cityworks', the Computerized Management and Maintenance System (CMMS). As items are noted during those inspections, RRVA initiates Service Requests and Work Orders within Cityworks to ensure that the items are being taken care of in accordance with the required timelines.

RRVA completed over 100 inspections during August and has 115 inspections planned for September. RRVA continued mowing and weed control operations along the roadway ditches and within Reaches 1, 2, 5 and 14. RRVA completed the pre-winter inspection with Cass County on the County Road bridges in O&M as well as the associated roadways. The Service Requests and Work Orders for the month of August mainly consisted of items relating to weed pressure, rodent guards, track-out from construction hauling operations and sediment within culverts. The PMC continues to monitor RRVA's inspections and its inputs in Cityworks. 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 on project wide matters.

RRVA started the coordination effort for the Initial Joint Training Exercise of the Developer Project Operation Plan with the training tentatively scheduled for early September.

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).
- 63 Shop Drawing submittals.
- Overall, 104 of 108 identified utility conflicts (~96%) 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 92 Utility BUs.
- The voids have been grouted on both the entry and exit sides at 40 HDD installations. One bore still requires grouting on both sides and one requires the HDD void to be grouted on one side only.
- Adjustments for 14 of the 14 overhead electric transmission lines crossing the channel ROW are complete.
- During the Month of August, ASN focused on closing out Punch List items for Cass Rural Water Users District waterlines.

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)	161	6,061
Reviews carried out*	131	5,540
Submittals returned with no comment	78	2,288
Submittals in review with the Authority as at end of reporting period	193	n/a
Submittals back with RRVA for resubmission as at end of reporting period		255
rejected as incomplete at end of reporting period	3	44
rejected with comments at end of reporting period	38	211
number of comments at end of reporting period	147	4,670
CDS returned with no comments	0	198
RFC documents (includes minor updates that are not redesigns)	0	191
Relating to utility relocations (some BUs combined into a single RFC)	0	81
RFCs back in redesign	8	n/a
Redesigned once (RFC1)	1	33
Redesigned twice (RFC2)	0	8
Redesigned three times (RFC3)	0	1

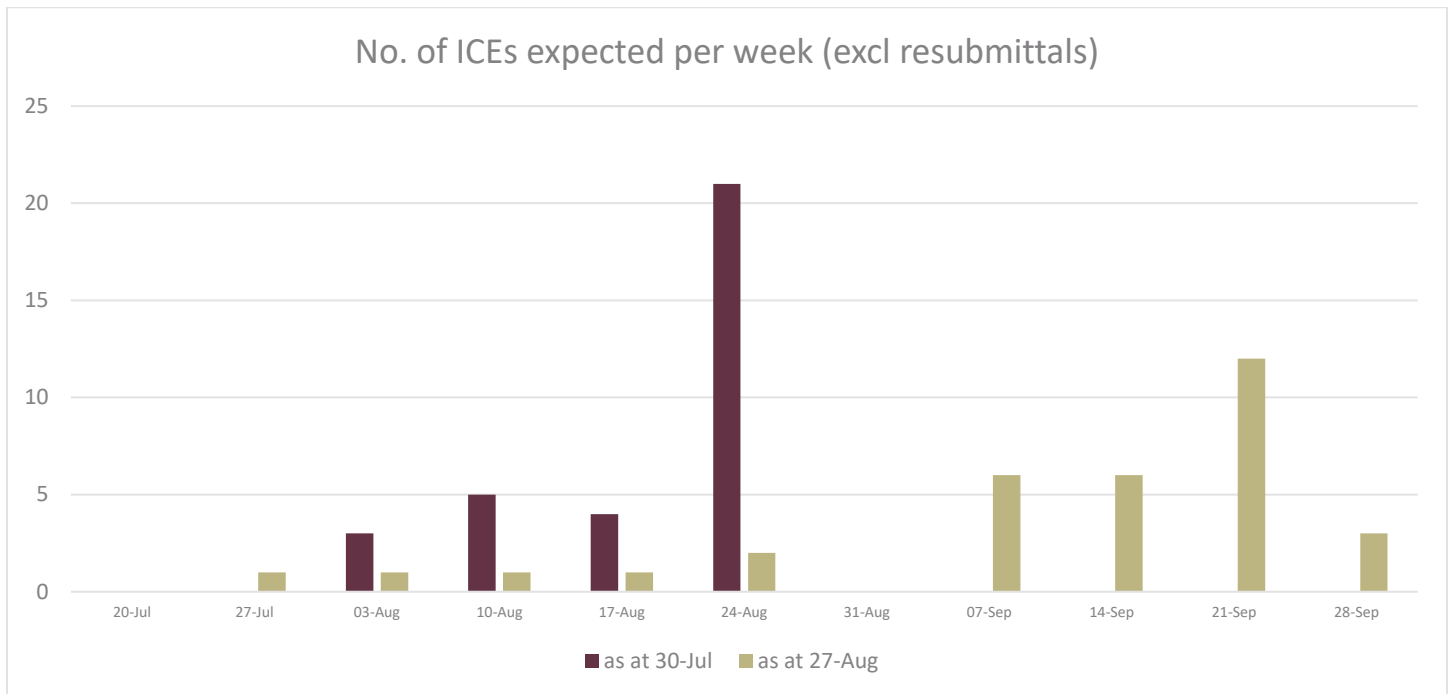
* Some submittals will have been seen more than once within the reporting period and therefore this section may not tally with the number “back with RRVA” or “no comment” which is a position as at the month-end. This also excludes ITP Close out reviews as comments on these are included in the associated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

- The ICE Notices for CR22 and Drain Inlet for Raymond Township South were agreed during August 2026.
- 5 Notices were received in August 2026; CR 6 Crossing, Drain 14B and Drain Inlet for Raymond Township North are currently in review and CR16/17 and 32nd Ave W were rejected during the month.

- 27 ICE Notices due to be received by the Authority by the end of August 2026 remain undelivered by the Developer. These are now delayed, on average, by 203 days between their notified date of expected Notice and latest expected date.
- 9 15-business-day notices were received in August 2026: Channel Reach 3, Channel Reach 7, BNSF Prosper Crossing, CR14 Crossing, BNSF KO Crossing, BNSF KO Shoofly Removal, Drain 14C, Drain 21C and AAB.
- No 60-day notices were received in August 2026.

No Advance Payment requests were received or agreed in August 2026.

There continues to be significant delays from the Developer in submitting ICE Notices for review, over a total of 53 Notices the average delay between anticipated date of ICE Notice (per the 60-day notice) and actual receipt or latest Developer notified anticipated submittal date is 200 days (198 days as at the end of July 2026). This “move to the right” has a significant impact on review teams and Developer cashflow.



TECHNICAL

Design Review

Overall Project design is complete. Revisions to the originally submitted Released for Construction (RFC) documents will continue as required through project completion. Revisions to the RFC documents are required when there is a change which impacts the functionality, performance or structural integrity of the Buildable Unit. Minor changes to the RFC documents are addressed through other methods. Current revisions include the Access and Security Plans and improved geometry for support vehicles adjacent to the Aqueducts.

H&H Model meetings, reviews and discussions continue this reporting period. The Developer has submitted their “final” Design Model. The Authority has reviewed this submittal and has returned comments. Extensive discussion between all parties is ongoing on steps to bring the design model to closure so that efforts may be shifted to development of the As-Built model.

Minor changes continue to be reviewed, and comments provided by the Authority. This is accomplished through the Request for Information (RFI) process. The Developer submitted RFI is submitted to the Authority for evaluation and if appropriate comment. The resulting RFI is used as the historical record of Developer proposed and Engineer of Record

accepted modifications to minor items. The resulting change, based on the content of the RFI is then used as the source document when As-Built plans are developed.

Modifications and corrective actions continued on the Maple and Sheyenne Aqueducts both to address deficiencies in the work and to provide an end product which meets targeted performance criteria. Review of the modification both before and after incorporation of the work is conducted by the Authority.

Delayed Developer submittal of final versions of the H&H Model has hampered Authority efforts related to FEMA re-mapping and certification efforts. Task specific meetings have been scheduled to elevate focus and concentration on the needed data.

Delayed Developer submittal of Record Drawing Deliverable packages again this month observed. No direct negative impact on the overall functionality of project will be incurred due to the delay but the likelihood of a significant number of packages submitted in a much shorter period of time will increase strain on Authority resources.

Delayed Developer resolution of outstanding comments for the Flow and Water Level measuring system continues this reporting period. In addition, the Developer has not yet provided an acceptable Supervisory Control and Data Acquisition (SCADA) system.

Ongoing discussions in an attempt to finalize the Flow and Water Level measuring system continue. This critical component provides continuous flow data of the Diversion Channel and interconnecting drains. This project component is most beneficial during an operational event, providing the Authority real-time data of the Diversion Channel flows so that accurate operation of the control systems will be initiated by the Authority.

QUALITY

Nonconformances

The Developer reported 8 (eight) Nonconformances.

The following table summarizes Nonconformances that trigger Noncompliance Points (NCPs) through the end of last month. A summary of NCPs to the end of the reporting period is in *Attachment E – Noncompliance Points Status Tables*:

Summary of points as of the end of reporting period	Number of Nonconformances	Assessed NCPs
Assessed Noncompliance Points	102	1,876

Due to the 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 3 months and 12 months rolling Developer Default Thresholds are reached. A workshop with the Developer was held to discuss status of Nonconformances affecting these numbers. It is expected that the number of Noncompliance Points will be reduced once submittals associated with Shop Drawings and Inspection and Test Plans will be put forward and reviewed, and possibly when other Nonconformance related information becomes available.

Although 12 (twelve) Nonconformance Reports were closed out this month, a large number of open Nonconformance Reports still remain, and the total percentage of Nonconformance Reports closed to date is 79%.

Audits

The Authority completed the audit related to AIS certificates verification for CR10. There were no findings identified as a result of this audit.

ENVIRONMENTAL

Environmental Compliance

- Rush River: has been accepted by USACE
- Maple River: has been accepted by USACE
- Sheyenne River: has been accepted by USACE
- Special Condition KK – the 2026 Eagle and Raptor Nest Survey Report was approved by USACE on 15-May-26.

Permanent Native Vegetation

Permanent seeding was conducted throughout August 2026.

Permanent Seeding/Planting Annual Summary

Year	# of Trees	Reaches	Acres Seeded To Date	Reaches
2024	3,508	1, 2 & 3	1,040.34	1, 2, & 3
2025	2,576	1, 2, 3, 4, 5, 6, 7, 8, 12 & 13	1,378.96	Previous: 1, 2, 3, 4, 5, 6, 7, 8, 12 & 13 (portions in some reaches)
2026	9,916	1, 3, 4, & 12	1,881	3, 4, 5, 6, 7, 8, 9, 10, 11, 12 & 13 (portions in some reaches)
Total to Date	16,000 Trees		4,300 Acres	

Audits

No environmental audits occurred this month.

Permits

Open/Applied For	Closed	Total
103	773	836

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.

2026 404 Permit – Violation: On February 27, 2026, USACE issued a Notification of Non-Compliance (Section 404 General Condition 5, Special Condition AA, and Special Condition FF) stating the next violation would likely result in civil penalties.

NPDES/SWPPP NDR11-1957 – Violation: On February 27, 2026, ND DEQ issued an Inspection Report of the Maple River Engineered Channel including a list of Corrective Actions.

Sheyenne River Sovereign Lands Permit - Executed permit was sent to the Developer on July 20, 2026.

Cultural Monitoring

Cultural excavation/monitoring occurred at Site 14 this month. The D&C Contractor performed excavation throughout August 2026 at multiple areas inside Site 14. The Developer plans to complete cultural resource monitoring at Sites 5 and 14 in September 2026.

Fish and Mussel Salvage

After diversion of the Sheyenne River, fish and mussel salvage and shish exclusion and relocation activities occurred from July 31 through August 6, 2026. During this period 2,338 fish representing a species richness of 17 were relocated. A total of 239 fish mortalities occurred representing approximately 10% of the total fish relocated. In addition, 4,845 mussels with a richness of 10 species were salvaged during the reporting period.

During the next Reporting Period, it is anticipated that repairs will be completed to manage the leakage through the wingwalls that may impact fish passage

Spills, Contamination and Hazardous Materials

One spill was reported this month.

Environmental Nonconformances (NCRs)

This month there were no new NCRs opened, none were closed, and 20 total remained open.

RESILIENCE AND SUSTAINABILITY

Resilience

Meetings were held this month to determine how much subcontractor data has 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 March 26, 2026, resubmitted on August 10, 2026, and returned rejected incomplete on August 24, 2026.
- The Resilience 2025 Annual Report was submitted on January 30, 2026, and returned "rejected incomplete" to the Developer on February 24, 2026. It was resubmitted on June 19, 2026, and was returned "rejected incomplete" on July 10, 2026.
- The Resilience Program Plan was resubmitted on July 7, 2025, returned, and rejected incomplete on August 4, 2025, resubmitted on November 26, 2025, and returned "rejected incomplete" to the Developer December 18, 2025; resubmitted on April 1, 2026, and was returned rejected incomplete on April 22, 2026.

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 this month; and it appears the Developer has stopped these efforts.

FEDERAL COMPLIANCE

Reporting

The 2025 annual report was due to be submitted by RRVA by January 31, 2026, but an extension was granted until February 16, 2026, as some data is not available in the first month of the year. The 2025 Annual Report was received on February 13, 2026, and returned rejected incomplete on March 16, 2026. It was resubmitted by the Developer on April 7, 2026, and returned rejected incomplete on May 5, 2026. It was resubmitted by the Developer on May 22, 2026, and returned rejected incomplete on June 16, 2026, and was resubmitted July 2, 2026, and returned "rejected incomplete" on July 29, 2026; resubmitted August 14, 2026, and was under review at the end of the month.

The FRC Plan 2026 Update was submitted March 30, 2026, and returned rejected incomplete on April 22, 2026.

EMPLOYEE APPRENTICESHIP PROGRAM

The Q4 2025 EAP Report was accepted February 4, 2026. The 2025 EAP Annual Report was received in January and returned with compliance comments on February 2, 2026; resubmitted on February 3, 2026, and approved on February 6, 2026. The Q1 2026 EAP Report was accepted on May 8, 2026. The Q2 2026 EAP Report was accepted on September 2, 2026.

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 ³	Developer's assessment of BU % complete – see footnote ⁴
Buildable Unit Group - Aqueducts					
A51	Maple River Aqueduct Flume/Conduit Structure	710+17	Active	Continued Welding Vertical Gate Completed Welding the Vertical Gate Tower Bridge Installed Stairs and Ladders in the Vertical Gate Towers Installed the maintenance crane Installed the hoist Welding vertical gate lifting eyes Four rollers have been installed.	92.36%
A52	Maple River Aqueduct Spillway	710+17	Active	Welding the permanent solution for the sheet piles Welding studs on sheet piles Formwork and rebar installation for Sheet pile facing and cap beam Concrete pours for Sheet pile facing and cap beam Installation of Compressor building components Installation of the manhole	92.16%
A53	Maple River Aqueduct Engineered Channel	710+17	Active	Installed Flex-a-mat up to the High-Water Level Completed the Excavation and Tie-in with the Aqueducts Vegetation is planted.	98.54%
A56	Sheyenne River Aqueduct	1477+50	Active	Formwork and rebar installation for west abutment, east abutment, Flume Bypass culvert, Flume sidewalk Concrete pours for west abutment, east abutment, Flume Bypass culvert, Flume sidewalk LFC heat trays installation Installation of the Mineral Insulated Cables and Self-regulating cables Texcote painting in the Flume Boulders Installation Welding pile tension anchors in wingwalls, Sheet piling in wingwalls, backfill for wingwall footings, Backfill between wing walls. Formwork and rebar, concrete pours for wingwalls footings Formwork and rebar, concrete pours for wingwalls Formwork and Rebar, Concrete pours for Spillway baffle blocks	84.87%

³ Status and progress are as observed by the PMC at the end of June 2026.

⁴ Note: Buildable Unit Percent Complete is based on the RRVA May PSSU submitted on or around June 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. Developer has announced no June 2026 PSSU will be submitted, the next submittal is anticipated on August 15, 2026 for the July 2026 PSSU.

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
				Formwork and rebar, concrete pours for spillway sheet pile facing and cap beam Engineered Channel excavation Tower stairs installed Tower flooring installed Tower erected. Spillway finishes work. Formwork and rebar for MR Bridge. Installation of cladding. Drove iron posts for the ice breakers Continued excavation on the south side of the SRA channel.	
Buildable Unit Group – Local Drainage					
CR1	Local Drainage in Rush River WRD - Reach C01	41+70 to 219+29	Complete	Complete	98.60%
CR2	Local Drainage in Rush River WRD - Reach C02	219+29 to 302+00	Complete	Complete	99.44%
CR3	Local Drainage in Rush River WRD – Reach C03	302+00 to 428+53	Complete	Complete	95.87%
CR4	Local Drainage in Rush River WRD - Reach C04	428+53 to 576+00	Complete	Completed work.	95.41%
CM1	Local Drainage in Maple River WRD – Reach C05	576+00 to 655+00	Complete	Complete	96.73%
CM2	Local Drainage in Maple River WRD – Reach C06	655+00 to 762+77	Active	Left Ditch Excavation, Geotextile Placement, Bedding Placement, Geotextile Placement	93.04%
CM3	Local Drainage in Maple River WRD – Reach C07	762+77 to 859+53	Active	Only seeding is left to do.	93.67%
CM4	Local Drainage in Maple River WRD – Reach C08	859+53 to 912+00	Active	No work during the reporting period	83.18%
CM5	Local Drainage in Maple River WRD – Reach C09	912+00 to 968+00	Active	No work during the reporting period	90.70%
CS1	Local Drainage in Southeast Cass WRD - Reach C10	968+00 to 1080+28	Active	No work during the reporting period	93.09%
CS3	Local Drainage in Southeast Cass WRD - Reach C12	1235+72 to 1327+00	Active	No work during the reporting period	89.55%
CS4	Local Drainage in Southeast Cass WRD - Reach C13	1327+00 to 1554+59	Active	No work during reporting period	94.48%
CS5	Local Drainage in Southeast Cass WRD – Reach C14	1554+59 to 1571+70	Complete	Complete	93.33%
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	Complete	Complete.	99.87%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
C02	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-02	219+29 to 302+00	Complete	Complete	99.95%
C03	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-03	302+00 to 428+53	Active	Maintenance Road and French Drain installation. Final walkthrough was conducted with several major punch list items. (Incomplete work)	97.51%
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. 25,000 CY Reserve Material Stockpile completed.	99.49%
C05	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-05	576+00 to 655+00	Complete	Complete	99.83%
C06	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-06	655+00 to 762+77	Active	Main Channel Excavation, Levee Placement, EMB Placement, Topsoil Stripping and Placement	90.22%
C07	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-07	762+77 to 859+53	Active	Additional density tests along with proctor samples taken per the EoR's request. Most of the earthwork is complete except for one area where the slope needs to be checked. Seeding needs to be done.	96.04%
C08	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection, in Reach-08	859+53 to 912+00	Active	No work during the reporting period.	82.88%
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 continued.	91.43%
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, continued.	83.37%
C11	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-11	1080+28 to 1235+72	Active	Main Channel Excavation, Levee Placement, EMB Placement, Topsoil Stripping and Placement	81.64%
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	88.84%
C13	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-13	1327+00 to 1554+59	Active	Main Channel Excavation on both the Northwest and Southeast ends to the SRA, EMB Placement, Topsoil Stripping and Placement	70.49%
C14	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-14	1554+59 to 1571+70	Complete	Complete	99.60%
Buildable Unit Group - Hydraulic Structures					
S08	Drain 29 Inlet	27+63	Complete	Complete	99.93%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
S16	Drain 30 Inlet	213+75	Complete	Complete	99.85%
S09	Rush River Inlet	431+75	Complete	Completed	99.97%
S10	Lower Rush River Inlet	578+50	Complete	Complete	98.40%
S03	Berlin Township Drain Inlet	492+84	Complete	Complete	99.68%
S04	Raymond Township North Drain Inlet	756+00	Complete	Complete	97.74%
S32	Raymond Township South Drain Inlet	793+00	Complete	Complete	97.16%
S33	Drain 14B Inlet	856+00	Complete	Complete	96.05%
S34	Drain 14C Inlet	929+30	Active	No work during reporting period Need to address the approach to the drain.	92.25%
S15	Mapleton Township Section 24 Drain Inlet	1078+00	Complete	Final walk-throughs were conducted. Working on punch list items.	94.25%
S55	Mapleton Township Section 9 Drain Inlet	929+00	Complete	Complete	0.00%
S68	Drain Inlet 21C	1232+25	Active	Remedial work is completed.	82.06%
S69	Drain 50		Complete	Complete.	83.89%
S74	Drain Inlet associated with CR17	1548+00	Complete	Complete	98.96%
Buildable Unit Group - Diversion Outlet					
O00	Diversion Outlet Structure	27+63 to 41+70	Complete	At the O&M Stage; however, some rework may be required. Removal of silt in the LFC and stockpiled on the bank to dry out. Removal of the debris in the middle of the Outlet between rock weir 1 and the Red River. No other punch work or corrective actions taken.	99.95%
Buildable Unit Group - Roadways					
R19	25th St. Connection Parcel 2368	160+00 LT	Complete	Complete	94.06%
R20	27th St. Connection to CR81	300+00 LT	Complete	Complete	93.94%
R21	35th St. SE to Parcel 938	802+00 RT	Active	Work to construct has started.	85.45%
R22	37th St. SE, East of Diversion Channel	905+00 LT	On Hold	No work during reporting period	90.67%
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	Complete	Two accesses were removed and is now complete.	94.08%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
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.	100.00%
M12	County Road 81 Crossing Bridge	310+20	Complete	Complete	95.35%
Z11	County Road 4/31 Crossing (Roadways)	86+91	Complete	Complete	99.68%
R25	171st Ave. SE Crossing at Drain 30	215+00 LT	Complete	Complete	94.40%
Y12	County Road 81 Crossing (Bypass)	310+20	Complete	Complete	99.61%
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	Complete	Continue to work on punch list items	97.13%
Y35	Interstate I-29 Northbound & Southbound Crossing (Bypass)	NB 313+75 SB 314+81	Complete	Complete	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	Complete	100.00%
G13	Country Road 32 Crossing (Settlements)	408+08	Complete	Complete	100.00%
Z13	Country Road 32 Crossing (Roadways)	408+08	Active	Complete	99.58%
R14	Country Road 22 Crossing	571+84	Complete	Complete	100.00%
R15	CR 20 Crossing	679+37	Complete	Complete	100.00%
R27	CR10 (12th Ave. NW Connection to multiple parcels)	870+00 RT	Active	Layout cut, proof roll conducted, gravel lifts placed, and compaction tests passed.	49.68%
R17	CR 10 Crossing	852+46	Complete	Complete	100.00%
R36	Interstate I-94 Eastbound & Westbound Crossing	WB 902+89 EB 903+74	Complete	Continue to work on punch list items. Extended EMB by the Contractor into the NDDOT RoW has been determined to be removed.	97.33%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote³	Developer's assessment of BU % complete – see footnote⁴
R58	38th St W Crossing (Township Road)	976+17	Complete	Complete	96.28%
R59	32nd Avenue W Crossing (Township Road)	1119+06	Complete	Complete	93.70%
R60	52nd Avenue W Crossing (Township Road)	1224+92	Complete	Complete	90.21%
R61	County Road 6 Crossing	1330+41	Complete	Complete	96.55%
R62	County Road 14 Crossing	1438+97	Complete	Complete	94.18%
R73	County Road 16/17 Crossing	1558+40	Complete	Complete	100.00%
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	Active	Work is complete, walkthrough scheduled in September	78.09%
R76	47th St. SE access to Parcel 1200	1500+00	Complete	Walkthrough scheduled for September	87.25%
R77	170th Ave. Xing Drain 13 & Legal Drain 30	250+00	Complete	Complete	100.00%
R3A	Dead-End Termination of Local Roads in Reach-01	27+63 to 219+29	Complete	Complete	73.83%
R3B	Dead-End Termination of Local Roads in Reach-02	219+29 to 302+00	Complete	Complete	93.46%
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	89.10%
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	Complete	Walkthrough scheduled for September	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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
RA6	Security and Access Reach 1	27+63 to 219+29	Complete	No work during reporting period	99.61%
RB6	Security and Access Reach 2	219+29 to 302+00	Complete	No work during reporting period	98.34%
RC6	Security and Access Reach 3	302+00 to 428+53	Complete	Completed the Maintenance Road per SoP	89.26%
RD6	Security and Access Reach 4	428+53 to 576+00	Complete	Maintenance Road French drain installs	92.66%
RE6	Security and Access Reach 5	576+00 to 655+00	Complete	Complete	93.29%
RF6	Security and Access Reach 6	655+00 to 762+77	Active	Maintenance Road placement continues.	34.72%
RG6	Security and Access Reach 7	762+77 to 859+53	Active	No work during the reporting period.	52.50%
RA7	Security and Access Reach 9	912+00 to 968+00	Active	No activity.	94.35%
RB7	Security and Access Reach 10	968+00 to 1080+28	Active	No activity.	11.74%
RF7	Security and Access Reach 14	1554+59 to 1571+70	Active	Maintenance Road placement, 5,183 CY	34.32%
Buildable Unit Group – Railroad Crossings					
X71	BNSF Hillsboro crossing – BU1 – Shoofly	311+61	Complete	Complete	100.00%
X72	BNSF Hillsboro crossing – BU2 – Tie-in to Shoofly	311+61	Complete	Complete	100.00%
X73	BNSF Hillsboro crossing – BU3 – Bridge and Track	311+61	Complete	Complete	100.00%
X74	BNSF Hillsboro crossing – BU4 – Final Ballast, Tie and Rail	311+61	Complete	Complete	100.00%
X75	BNSF Hillsboro crossing – BU5 – Removal of Shoofly	311+61	Complete	Complete	98.84%
X81	BNSF Prosper crossing – BU1 – Shoofly	661+59	Complete	Complete	99.55%
X82	BNSF Prosper crossing – BU2 – Tie-in to Shoofly	661+59	Complete	Complete	100.00%
X83	BNSF Prosper crossing – BU3 – Bridge and Track	661+59	Complete	Complete	100.00%
X84	BNSF Prosper crossing – BU4 – Final Ballast, Tie and Rail	661+59	Complete	Complete	100.00%
X85	BNSF Prosper crossing – BU5 – Removal of Shoofly	661+59	Complete	Complete	98.43%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
X91	BNSF K.O. crossing – BU1 – Shoofly	870+87	Complete	Complete	99.60%
X92	BNSF K.O. crossing – BU2 – Tie-in to Shoofly	870+87	Complete	Complete	100.00%
X93	BNSF K.O. crossing – BU3 – Bridge and Track	870+87	Complete	Complete	100.00%
X94	BNSF K.O. crossing – BU4 – Final Ballast, Tie and Rail	870+87	Complete	Complete	100.00%
X95	BNSF K.O. crossing – BU5 – Removal of Shoofly	870+87	Active	No work during reporting period	72.11%
Utility Adjustments					
AT1	AT&T Reach 8 @ Design (COM-ATT-871+00)	871+00	Complete	Complete	99.65%
DC1	Dakota Carrier - Reach 7 @ Design (COM-DCN-851+00)	851+00	Complete	Complete	99.25%
DC2	Dakota Carrier - Reach 11 @ Design (COM-DCN-1171+00)	1171+00	Complete	Complete	99.69%
F09	CenturyLink - Reach 4 @ Design (COM-CLN-571+50)	571+50	Complete	Complete	97.80%
F10	CenturyLink - Reach 4 @ Design (COM-CLN-571+61)	571+61	Complete	Complete	97.80%
F12	CenturyLink - Reach 6 @ Design (COM-CLN-679+11)	679+11	Complete	Complete	99.18%
F13	CenturyLink - Reach 7 @ Design (COM-CLN-851+00 (1))	851+00	Complete	Complete	99.05%
F14	CenturyLink - Reach 7 @ Design (COM-CLN-851+00 (2))	851+00	Complete	Complete	99.05%
F15	CenturyLink - Reach 7 @ Design (COM-CLN-852+00)	852+00	Complete	Complete	99.05%
F18	CenturyLink - Reach 9 @ Design (COM-CLN-962+00 (1))	962+00	Complete	Complete	98.92%
F19	CenturyLink - Reach 9 @ Design (COM-CLN-962+00 (2))	962+00	Complete	Complete	98.92%
F20	CenturyLink - Reach 9 @ Design (COM-CLN-962+00 (3))	962+00	Complete	Complete	98.92%
F22	CenturyLink - Reach 10 @ Design (COM-CLN-978+00 (1))	978+00	Complete	Complete	99.20%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
F25	CenturyLink - Reach 11 @ Design (COM-CLN-1118+00 (2))	1118+00	Complete	Complete	97.51%
F26	CenturyLink - Reach 11 @ Design (COM-CLN-1118+00 (1))	1180+00	Complete	Complete	97.51%
F27	CenturyLink - Reach 11 @ Design (COM-CLN-1171+00 (2))	1171+00	Complete	Complete	99.55%
F28	CenturyLink - Reach 11 @ Design (COM-CLN-1171+00 (1))	1171+00	Complete	Complete	99.57%
F34	CenturyLink - Reach 13 @ Design (COM-CLN-1490+00 (1))	1490+00	Complete	Complete	98.52%
MP1	Minnkota Power - Reach 1 @ Design (ELC-MKP-54+12)	54+12	Complete	Complete	99.85%
MS2	Midcontinent - Reach 7 @ Design (COM-MCC-851+00)	851+00	Complete	Complete	99.28%
MS4	Midcontinent - Reach 10 @ Design (COM-MCC-982+000)	982+00	Complete	Complete	99.09%
MS5	Midcontinent Reach 11 @ Design (COM-MCC-1171+00)	1171+00	Complete	Complete	99.49%
P02	Cass County Electric - Reach 1 @ Design (ELC-CCE-51+84)	51+84	Complete	Complete	99.60%
P09	Cass County Electric - Reach 7 @ Design (ELC-CCE-851+00)	851+00	Complete	Complete	99.30%
P14	Cass County Electric Reach 10 @ Design (ELC-CCC-979+00)	979+00	Complete	Complete	99.39%
W03	Cass Rural Water - Reach 1 @ Design (WAT-CRW-153+81)	153+81	Complete	Complete	99.29%
W05	Cass Rural Water - Reach 3 @ Design (WAT-CRW-304+98)	304+98	Complete	Complete	95.55%
W14	Cass Rural Water - Reach 9 @ Design (WAT-CRW-962+00)	962+00	Complete	Complete	99.34%
W16	Cass Rural Water - Reach 11 @ Design (WAT-CRW-1119+00)	1119+00	Complete	Complete	99.70%
Buildable Unit Group - Administration Building					
AB1	Authority Administration Building - Settlement Works		Complete	Complete	100.00%
AB2	Authority Administration Building - Building Works		Active	Structural Steel erection and welding Roof joists installation and welding, decking	96.20%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ³	Developer's assessment of BU % complete – see footnote ⁴
				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 Interior rough-in electrical and mechanical. Exterior panels completed Stairway pans are installed. Landscaping seeding and tree planting Stripping of the parking lot Elevator complete and inspected.	

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

CE-#/RE-#	Description	Date Initial CE Notice Submitted	Cost / Relief Submitted ⁵	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	N/A	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	N/A	Closed – Submitted to TDRB
CE 017	Initial-Undisclosed Hazardous Environmental Condition at KO & Prosper	November 21, 2023	Not yet submitted	N/A	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
CE 019	Additional Riprap Requirement due to Hydraulic Analysis of DIS	March 20, 2024	\$1,840,509.39	N/A	Withdrawn
CE 020	Updates to Project Agreement, Exhibit 4 (Project Land)	May 20, 2024	Not yet submitted	N/A	Withdrawn

⁵ 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 ⁵	Cost / Relief Agreed	Status
CE 021	Attachment 3-14 Update (related to Exhibit 4)	May 20, 2024	Not yet submitted	N/A	Withdrawn
CE 022	Rush River Excavation - 404 Permit Delay	June 25, 2024	\$829,468.55	N/A	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	N/A	Closed – Subject to dispute provisions of the Project Agreement (Section 54.3)
CE 025	Obstructions Uncovered Hillsboro	July 22, 2024	Not yet submitted	N/A	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	N/A	Resolved via Definitive Settlement Agreement
CE 028	Undisclosed Hazardous Environmental Conditions at County Road 8	December 3, 2024	\$2720.84	N/A	Resolved via Definitive Settlement Agreement
CE 029	Drain 14C – Mapleton Drain 9	December 24, 2024	\$394,875.56	N/A	Resolved via Definitive Settlement Agreement
CE 030	Obstructions uncovered in Reach 9	January 10, 2025	\$16,639	N/A	Resolved via Definitive Settlement Agreement
CE 031	Authority Failure to Use Reasonable Efforts Pursuant to Article 54	January 20, 2025	Not yet submitted	N/A	Resolved via Definitive Settlement Agreement
CE032	Qualifying Change in Law	January 20, 2025	Not yet submitted	N/A	Resolved via Definitive Settlement Agreement
CE033	Delay to Certificates of Interim Completion	April 24, 2025	Not yet submitted	N/A	Resolved via Definitive Settlement Agreement
CE034	Qualifying Change in Law - Drones	January 15, 2026	Not yet submitted	N/A	Withdrawn
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
RE 003	Governmental Approval – Delay in the issuance of Sheyenne River Sovereign Lands Permit	July 14, 2026	46 calendar days	TBD	Ongoing
RE 004	Force Majeure Event – Delay in the Vegetation Establishment due to Drought Disaster Declaration	September 2, 2026	Not yet submitted	TBD	Ongoing

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	Paid
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 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

ACR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
					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	Withdrawn
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 (to accommodate the Harwood Township Connector Road)	May 8, 2026	No Cost	No Cost	Executed
ACR031-2026	Amendment to Attachment 4-1 to the Technical Requirements (Item 3.05.18)	March 24, 2026	N/A	N/A	Withdrawn
ACR032-2026	Amendment to TR Section 3.3.3.5 - NDDOT Fencing	May 21, 2026	No Cost	No Cost	Executed

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	Executed
DCR2022-010	Changing Dead End Termination Types for Local Roads at Diversion Channel	October 5, 2022	\$50,000.00	\$17,440.50	Executed
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

DCR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
DCR2022-026	Cultural Resources OIN 936	December 16, 2022	N/A	N/A	Withdrawn
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	Executed
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	Executed
DCR2026-059	WAPA Electrical Transmission Line Towers - Amendments to Section 3.3.4.4.5 (7) (a)	March 27, 2026	No Cost	No Cost	Executed
DCR2026-060	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Volume 3, Section 2.2.6.5.1 - Alternative to PSSU Submittals between PSC and PFC	N/A	N/A	N/A	Pending/rejected prior to formal submittal *
DCR2026-061	Amendment to Project Agreement, TR Section 2.2.6.1.(c), 2.2.6.2.2, 2.2.6.2.6, 2.2.6.9, and others related to PBS-4	N/A	N/A	N/A	Pending/rejected prior to formal submittal *
DCR2026-062	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Volume 3, Section 2.2.1.3. Operation and Maintenance Period Authority Office Space and Facilities Requirement	N/A	N/A	N/A	Pending/rejected prior to formal submittal *
DCR2026-063	Maple River Aqueduct Storage Building	July 9, 2026	No Cost	No Cost	Executed

*The Developer may revise and resubmit these as DCRs under the same references at a later date.

Attachment E – 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	Nonconformance Report is closed
NCR-00456	Lack of proper documentation for Material Delivery and Hold Point inspection in Reach 2	84	84	0	Formal response issued on May 8, 2026
NCR-00462	X93 - Pick Plan Not Approved Prior to Girder Setting	1	N/A	1	Nonconformance Report is closed
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	Nonconformance Report is closed
NCR-00474	Lack of issuing Request for Information (RFI) for Drain 30 sealant material	158	153	5	Formal response issued on May 8, 2026. Nonconformance Report is closed
NCR-00477	A51 (Vertical Lift Gate) - Starting Construction without Approved Inspection and Test Plan	7	N/A	72	Notification of rectification is pending
NCR-00478	A51 (Heat Trace) - Starting Construction without Approved Inspection and Test Plan	12	N/A	12	Nonconformance Report is closed
NCR-00479	A51 (Heat Trace) - Starting Construction without Approved Shop Drawing	3	N/A	3	Nonconformance Report is closed
NCR-00480	A51 (Vertical Lift Gate) - Starting Construction without Shop Drawing	57	N/A	57	Notification of rectification was issued
NCR-00481	A51 (E House) - Starting Construction without Approved Inspection and Test Plan	9	N/A	9	Nonconformance Report is closed
NCR-00482	A51 (E House) - Starting Construction without Approved Shop Drawing	3	N/A	3	Nonconformance Report is closed
NCR-00487	RC6 & RB7 - Starting Construction without Approved Shop Drawings	1	N/A	1	Nonconformance Report is closed
NCR-00491	C01 – Low Flow Channel Sediment Build Up	3	N/A	3	Nonconformance Report is closed
NCR-00521	A53 - Start of Construction of Bypass Sump without RFC Documents	193	N/A	193	Notification of rectification is pending
NCR-00522	A53 - Start of Construction of Bypass Sump without Inspection & Test Plan	193	N/A	193	Notification of rectification is pending
NCR-00524	A52 (Rebar) - Starting Construction without Approved Shop Drawing	39	N/A	39	Nonconformance Report is closed
NCR-00525	A51 (Tower Anchor Bolts) - Starting Construction without Approved Shop Drawing	0	N/A	0	Nonconformance Report is closed
NCR-00526	A56 (H-Piles Wing Walls 1-8) - Starting Construction without Approved Shop Drawing	18	N/A	18	Notification of rectification was issued
NCR-00527	A56 (H-Piles Flume) - Starting Construction without Approved Shop Drawing	18	N/A	18	Notification of rectification was issued
NCR-00528	A56 (Sheet Piles Flume) - Starting Construction without Approved Shop Drawing	18	N/A	18	Notification of rectification was issued
NCR-00529	A56 (Spillway Rebar) - Starting Construction without Approved Shop Drawing	18	N/A	18	Notification of rectification was issued

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-0530	A51 (Compressor Building) - Starting Construction without Approved Shop Drawing	0	N/A	0	Nonconformance Report is closed
NCR-0536	R15 - County Road 20 Punch List Not Completed Within 90 Days of Interim Completion Certification	262	N/A	262	Notification of rectification was issued
NCR-0537	R15 - County Road 20 Punch List Not Completed Within 90 Days of Interim Completion Certification	3	N/A	3	Nonconformance Report is closed
NCR-0551	A56 - Start of Construction on Vertical Lift Gate without Inspection and Test Plan	117	N/A	117	Notification of rectification is pending
NCR-0552	A56 - Starting Construction without Approved Vertical Lift Gate Shop Drawing	117	N/A	117	Notification of rectification is pending
NCR-0555	Late Issuance of April 2026 Monthly Performance Report	0	N/A	0	Nonconformance Report is closed
NCR-0558	C57 (Flow and Water Level Measurement System) - Start of Construction without Approved Shop Drawing	24	N/A	24	Notification of rectification is pending
NCR-0584	O00 - Outlet Punch List not Completed Within 90 Days of Interim Completion Certification	0	N/A	0	Notification of rectification was issued
NCR-0586	O00 - Inspection Identifying Diversion Outlet Functionality Concerns	0	N/A	0	Notification of rectification is pending
NCR-0604	C05 - Reach 5 Punch List not Completed Within 90 Days of Interim Completion Certification	38	N/A	38	Notification of rectification is pending
NCR-0605	S10 - Lower Rush River Punch List not Completed Within 90 Days of Interim Completion Certification	38	N/A	38	Notification of rectification is pending
Total		2141	265	1876	



Lands Status Report

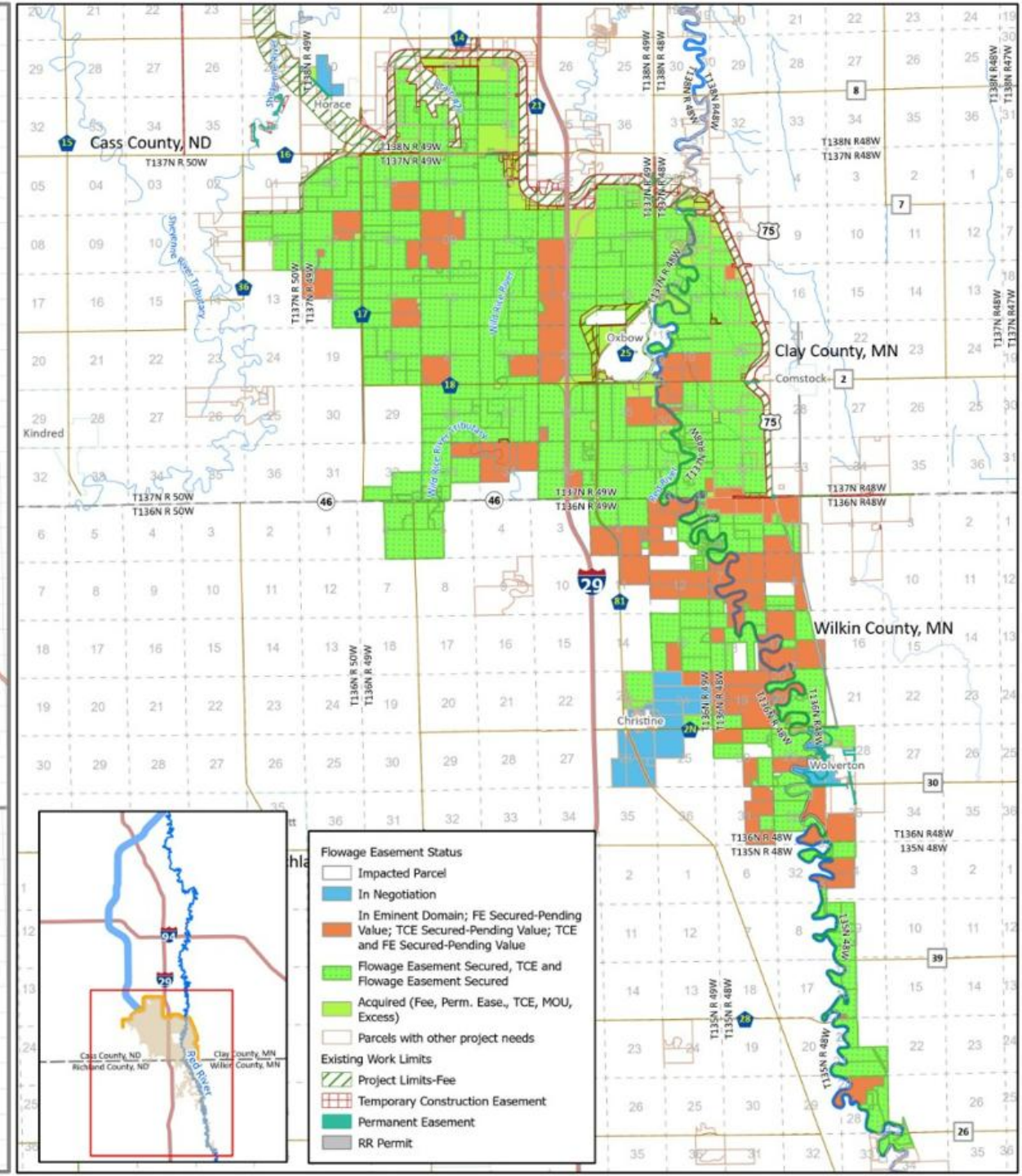
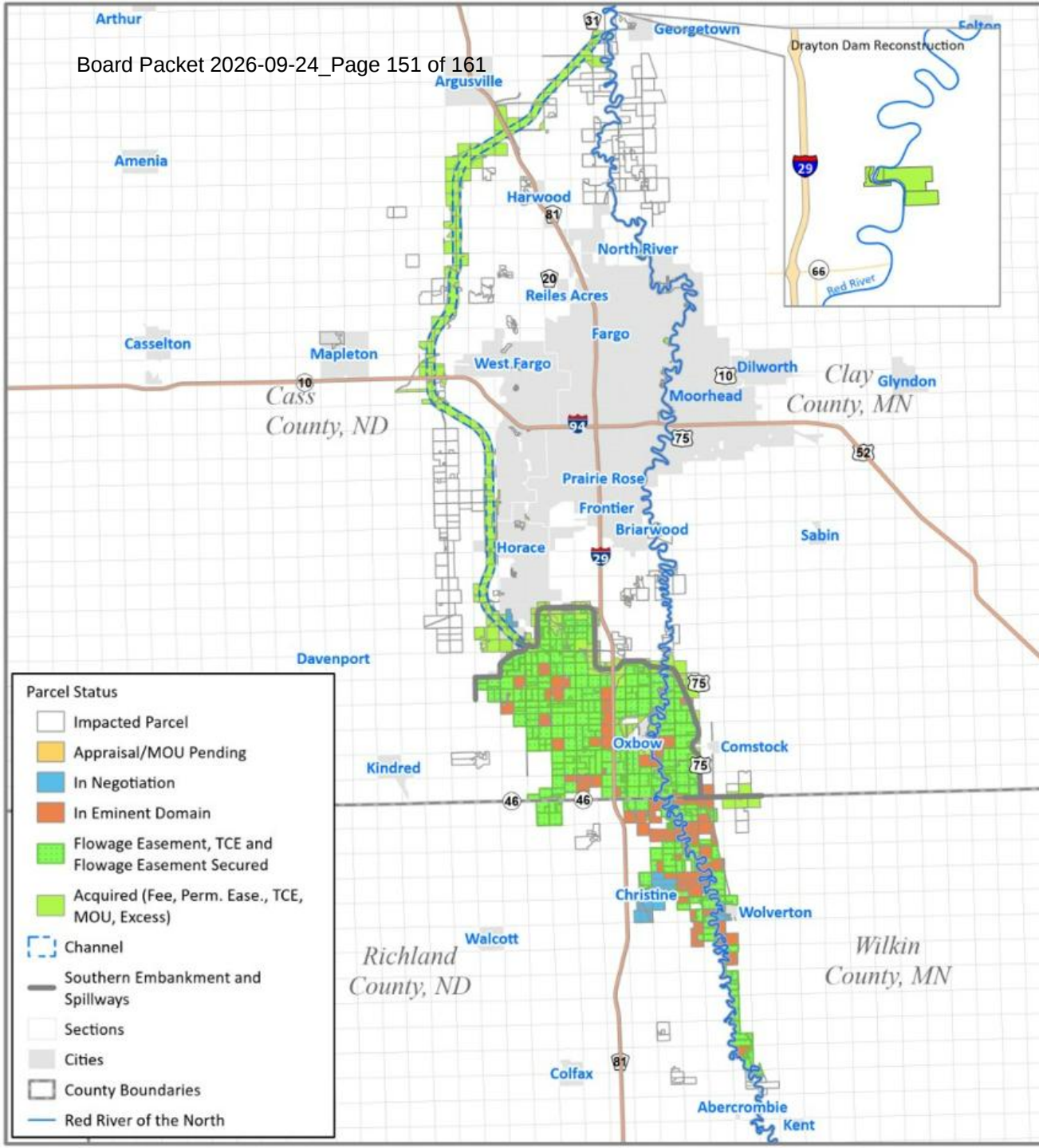
September 2026



Key Activities



- **In the last month, successfully closed 2 parcels / 1 owner in the UMA**
- **Continued negotiating settlement agreements for existing eminent domain actions**
 - To date, completed three (3) eminent domain trials in Cass County. No new trials in the last month.
 - Completed site inspections and initial discovery hearing for the actions in Minnesota.
 - Scheduled Commissioner Hearings for Minnesota actions.
 - Negotiated many settlements since completing the first trial.
 - 13 pending settlement offers with property owners.
- **Closings are pending for:**
 - MN: 9 parcels / 3 owners / 266 Flowage Easement Acres
 - ND: 42 parcels / 14 owners / 1,803 Flowage Easement Acres
- **22,030 acres of flowage easements have been acquired, and 5,060 acres are outstanding**
- **Continued development of the MFDA's post operation clean-up and restoration programs**
- **Continued development of the MFDA's crop loss programs**



Property Acquisition Progress

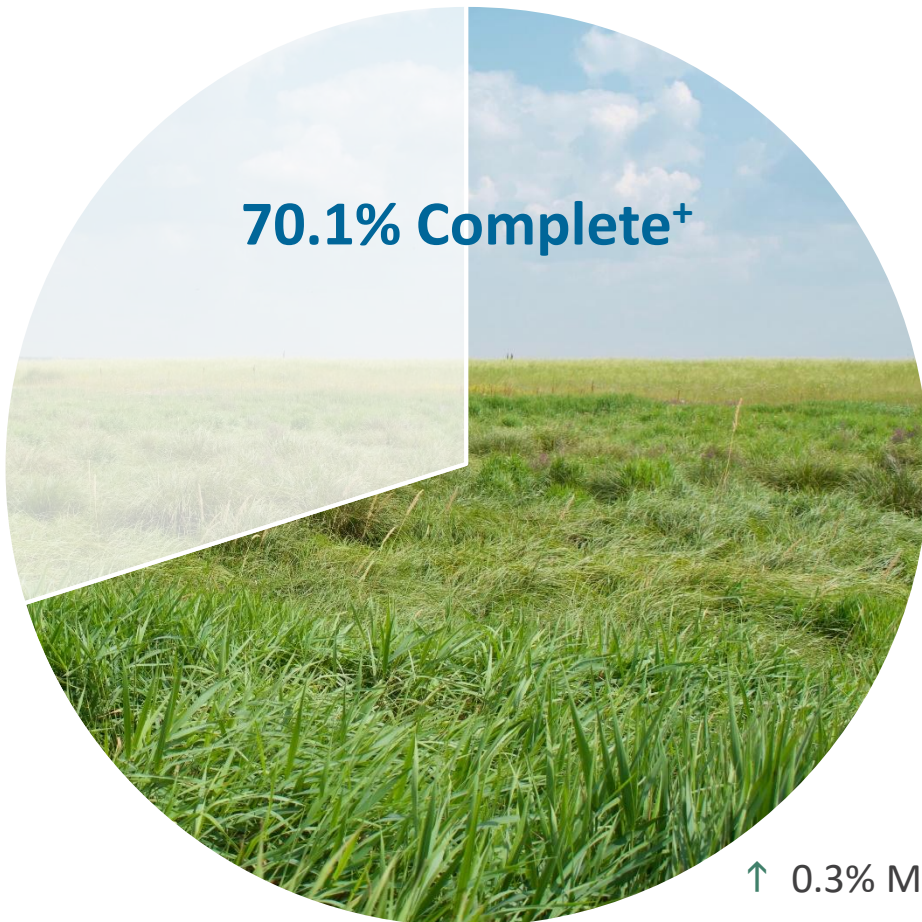


Construction Footprint*



No Change

UMA Footprint**

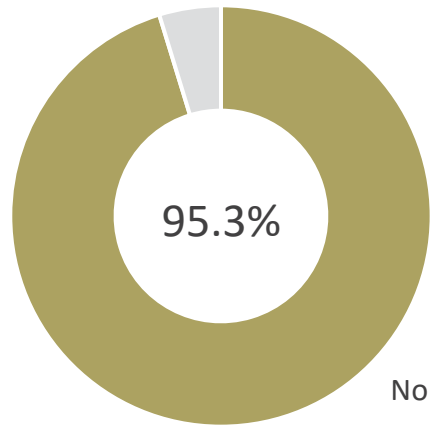


↑ 0.3% MoM

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

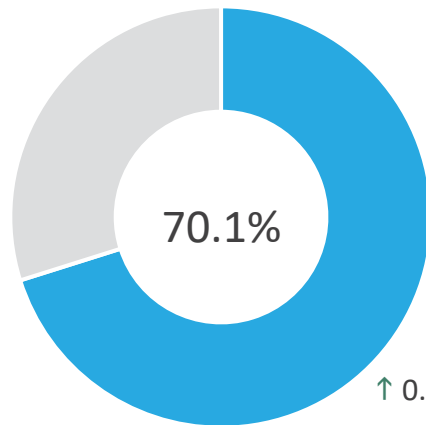
** Includes parcels for Christine and Wolverton
As of September 15, 2026

Property Acquisition Progress by Location



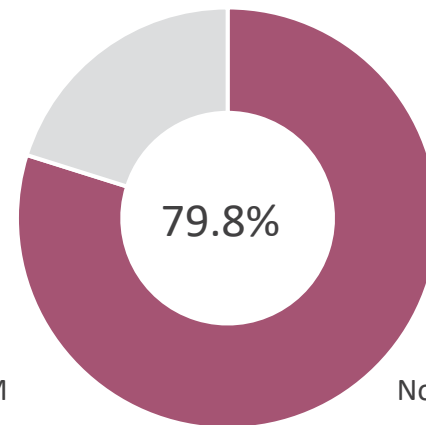
No Change

Southern Embankment &
Associated Infrastructure



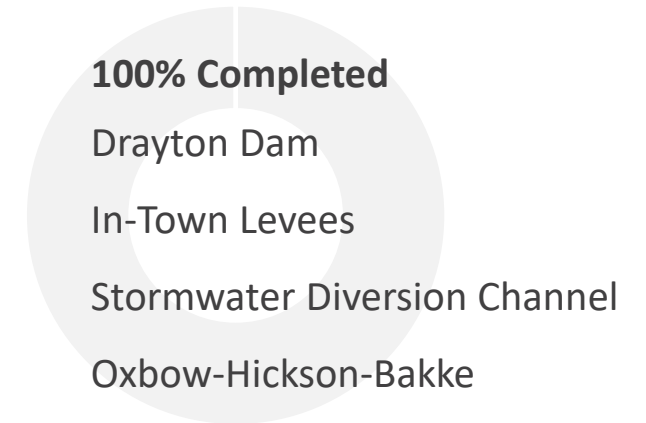
↑ 0.3% MoM

Upstream Mitigation
Area



No Change

Environmental
Monitoring Easements

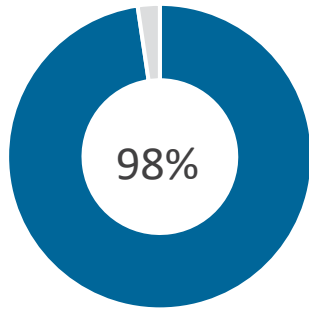


Landowner Overview

Construction Footprint*



Landowners



298 Owner Groups

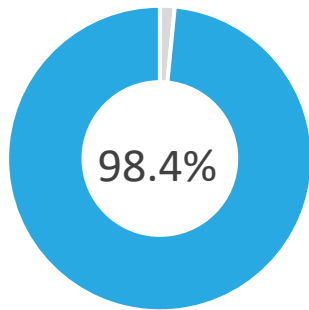
264 in ND & 35 in MN⁺

292 settlements achieved
7 in litigation

98% of owner groups have settled



Parcels

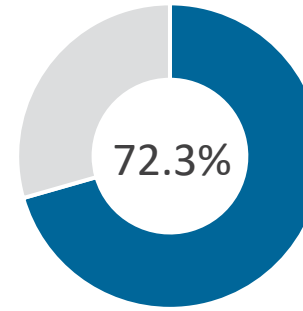


576 Parcels

567 settlements achieved
9 in litigation

98.4% of parcels have been acquired

UMA Footprint**

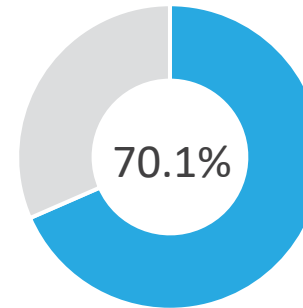


292 Owner Groups

223 in ND & 71 in MN⁺

211 settlements achieved
40 ongoing negotiations
48 in litigation

72.3% of owner groups have settled



653 Parcels

458 settlements achieved
66 ongoing negotiations
129 in litigation

70.1% 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 9/10/2026

Payment Date	Collection Month	County Amount	County Collections	County Growth %	Split 94% MFDA	2% Sales Tax		(1.25% tax)		City Total Amount	City Growth %	Split <i>Infra</i> & <i>FC</i> 62.5 % MFDA	Total to MFDA - Annual
						PSST Amount	Infra & FC Amount	Infra & FC Collections Total Amount					
			12,423,714.93	14.93%	11,678,292			35,008,511.83		39,384,575.79	8.64%	21,880,320	33,558,612
	Dec-26	-				-	-						
	Nov-26	-				-	-						
	Oct-26	-				-	-						
	Sep-26	-				-	-						
	Aug-26	-				-	-						
	Jul-26	-				-	-						
8/21/2026	Jun-26	2,622,745.68				920,555.73	7,364,445.85						
7/22/2026	May-26	2,521,481.29				842,911.06	6,743,288.50						
6/22/2026	Apr-26	1,624,663.49				568,289.22	4,546,313.81						
5/21/2026	Mar-26	2,106,649.76				753,481.55	6,027,852.45						
4/22/2026	Feb-26	1,991,327.23				736,819.60	5,894,556.81						
3/21/2026	Jan-26	1,556,847.48				554,006.80	4,432,054.41						
			23,236,103.87	-0.29%	21,841,938			68,274,579.41		74,935,830.45	-2.22%	42,671,612	64,513,550
2/23/2026	Dec-25	2,153,670.99				814,634.22	6,517,073.77						
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		\$	177,255,970					\$ 530,877,918					



FM Area Diversion Documentary

Executive Summary

September 23, 2026

OVERVIEW & HISTORY

The Metro Flood Diversion Authority (the “Authority”) has been charged with overseeing the development of the Fargo-Moorhead Metropolitan Area Flood Risk Management Project (the “Comprehensive Project”) in partnership with the United States Army Corps of Engineers (USACE). Once completed in 2027, the Comprehensive Project will provide permanent, reliable flood protection to the Fargo-Moorhead metropolitan area.

It’s a history-making project as it’s the first public-private partnership ever done in cooperation with the U.S. Army Corps of Engineers and it’s the first P3 water management project in North America. It’s also the first-ever Green Finance Initiative for climate change. Further, this is the second largest project ever built on each side of the Red River, in North Dakota and Minnesota. Many years and hundreds of people were involved in making permanent, reliable flood protection a reality.

The Authority would like to encapsulate the project’s development and need, land acquisition, design, construction and preparedness for operations in a documentary series that includes a single full-length production of 60 to 90 minutes and a series of five 30-minute segments on distinct topics. Additionally, the Authority plans to seek sponsors and will thank them with short (roughly 3-minute) videos that highlight their involvement in the project. It’s expected there will be five to 10 of these short-form videos. The documentary could be used for education purposes for future Board of Authority and committee members, as a classroom tool for area schools, and as a piece that could be shown on local television stations and/or YouTube channels. It also will provide information and guidance for communities nationwide seeking to pursue similar approaches to major infrastructure projects.

In an effort to determine the financial feasibility of such a project, the Authority would like to provide a Request for Qualifications to area firms that may be interested in producing this documentary series.

PROPOSED MOTION

I move to approve the release and publication of an RFQ for an FM Area Diversion documentary series and authorize the Executive Director to review and evaluate the RFQ responses and present his recommendation to the Finance Committee and Diversion Authority Board.

FM Area Diversion Documentary Request for Qualifications

Project Background:

The Metro Flood Diversion Authority (the “Authority”) has been charged with overseeing the development of the Fargo-Moorhead Metropolitan Area Flood Risk Management Project (the “Comprehensive Project”) in partnership with the United States Army Corps of Engineers (USACE). Once completed in 2027, the Comprehensive Project will provide permanent, reliable flood protection to the Fargo-Moorhead metropolitan area.

The Comprehensive Project is located in and around the Fargo-Moorhead metropolitan area and consists of a stormwater diversion channel system including, but not limited to, excavated channels, control structures, aqueducts, tie-back embankments, an upstream staging area, levees, and environmental mitigation projects inside and outside the project area.

It’s a history-making project as it’s the first public-private partnership ever done in cooperation with the U.S. Army Corps of Engineers and it’s the first P3 water management project in North America. It’s also the first-ever Green Finance Initiative for climate change. Further, this is the second largest project ever built on each side of the Red River, in North Dakota and Minnesota. Many years and hundreds of people were involved in making permanent, reliable flood protection a reality.

The Authority plans to encapsulate the project’s development and need, land acquisition, design, construction and preparedness for operations in a documentary series that includes a single full-length production of 60 to 90 minutes and a series of five 30-minute segments on distinct topics. Additionally, the Authority plans to seek sponsors and will thank them with short (roughly 3-minute) videos that highlight their involvement in the project. It’s expected there will be five to 10 of these short-form videos.

Goal of the Request for Qualifications:

The Authority intends to review and select a videography team to produce a five-part documentary series comprised of individual 30-minute segments, a feature-length (roughly 90 minutes) documentary film, and roughly five to 10 short-form videos. The intent is to create a memorial and lasting record for the people of our community as well as an example for others nationally to see how a project of this scale can be completed. The documentary should include interviews, archival footage, b-roll, aerial footage and motion graphics.

Scope of Work / Services Requested:

Services requested by the Authority include development of a five-part documentary series and feature-length documentary. Specific services will include, but are not limited to:

- Story development and discovery
- Historical asset collection
- Research & licensing
- Production scheduling
- Location scouting
- Pre-interviews
- Creative and visual planning
- Client/board collaboration
- Story development consulting
- Equipment planning
- Script writing
- Conduct 20-30 interviews
- Shoot corresponding b-roll
- Aerial filming
- Production crew management
- Narrative editing
- Historical asset editing
- Additional historical asset collection
- Music development
- Narrative audio editing
- Color correction and grading
- Caption development
- Review/revision rounds
- Final mastering
- Backup and file organization
- Basic graphic development and editing
- Animation development and integration
- Feature film delivery and formatting
- Episode delivery and formatting
- Broadcast delivery and formatting
- Theater delivery and formatting
- Educational delivery and formatting
- Distribution planning and execution
- Strategic release plan
- Platform and distribution research

- Creation of marketing materials
- Distribution management

Agreement and Commission:

The documentary production company will be contracted to the Authority through a Master Services Agreement. The anticipated term of the agreement is November 1, 2026, through December 31, 2027.

Request for Qualifications Submittal:

The firm shall provide the following information as part of their response to this Request for Qualifications.

- Firm background and experience
- Experience with government entities
- Proposed team's background and experience (include resumes for each individual proposed)
- Documentary production experience
- Proposed documentary approach
- Three references

A Letter of Interest in response to this RFQ is required no later than 4:00 p.m. on Friday October 2, 2026, and should be sent to Jason Benson, Executive Director of the Metro Flood Diversion Authority via e-mail at bensonj@fmdiversion.gov.

Questions regarding this RFQ can be sent via email to Amy@NeonLoon.com no later than 4:00 p.m. on Friday, October 9, 2026. All responses to questions received by the 9th will be responded to and shared with all firms submitting a Letter of Interest. These responses will be sent no later than 4:00 p.m. on Friday, October 16, 2026.

The final Request for Qualification submittals should be sent to Jason Benson, Executive Director of the Metro Flood Diversion Authority via e-mail at bensonj@fmdiversion.gov no later than 4:00 p.m. on Friday, October 23, 2026.