

**METRO FLOOD DIVERSION AUTHORITY**

**Thursday, February 22, 2018**

**3:30 PM**

Fargo City Commission Room

Fargo City Hall

200 3<sup>rd</sup> Street North

1. Call to order
2. Approve minutes from previous meetings **Item 2.** Action
3. Approve order of agenda Action
4. Management Information
  - a. PMC report
  - b. Corps of Engineers update
5. Administrative/Legal Information/action
  - a. Executive Director search update
6. Public Outreach Information
  - a. Committee report
  - b. Business Leaders Task Force update
7. Land Management Information
  - a. Committee report
8. Finance Information/action
  - a. Committee report **Item 8a.**
  - b. Voucher approval **Item 8b.**
  - c. Recommended contracting actions **Item 8c.**
9. Other Business
10. Next Meeting – March 22, 2018
11. Executive session pursuant to N.D.C.C. § 44-04-19.1, subsections 2 and 9, to consult with its Attorneys regarding the ongoing litigation in the matters of Richland/Wilkin JPA and MNDNR v. the United States Army Corps of Engineers and Fargo Moorhead Flood Diversion Authority as Intervenor, Civil File No. 0:13-cv-02262-JRT-LIB and the contested case hearing before the Minnesota Office of Administrative Hearings regarding the MNDNR permit for Metro Flood Diversion Authority
12. Adjournment

cc: Local Media

**METRO FLOOD DIVERSION AUTHORITY  
JANUARY 18, 2018—3:30 PM**

**1. MEETING TO ORDER**

A meeting of the Metro Flood Diversion Authority was held Thursday, January 18, 2018, at 3:30 PM in the Fargo City Commission Room with the following members present: Moorhead City Mayor Del Rae Williams; Moorhead City Council Member Chuck Hendrickson; Moorhead City Council Member Joel Paulsen; Clay County Commissioner Kevin Campbell; Clay County Commissioner Grant Weyland via conference call; Fargo City Mayor Tim Mahoney; Fargo City Commissioner Tony Grindberg; Fargo City Commissioner Dave Piepkorn; Cass County Commissioner Mary Scherling via conference call; Cass County Commissioner Rick Steen; Cass County Commissioner Arland Rasmussen; Cass County Joint Water Resource District Manager Roger Olson; and West Fargo City Commissioner Mike Thorstad. Tom Dawson, Chair of the Chamber Business Leaders Task Force, was also present.

**2. NOMINATION OF VICE CHAIR**

*MOTION, passed*

**Mr. Steen moved and Mr. Mahoney seconded to nominate Mary Scherling, Cass County Commissioner, as Vice Chair of the Metro Flood Diversion Authority. Motion carried.**

**3. DESIGNATION OF SECRETARY**

*MOTION, passed*

**Mr. Campbell moved and Mr. Hendrickson seconded to designate Heather Worden as the Secretary of the Metro Flood Diversion Authority. Motion carried.**

**4. MINUTES APPROVED**

*MOTION, passed*

**Mr. Grindberg moved and Mr. Mahoney seconded to approve the minutes from the December 21, 2017, meeting as presented. Motion carried.**

**5. AGENDA ORDER**

*MOTION, passed*

**Mr. Campbell moved and Mr. Steen seconded to approve the order of the agenda. Motion carried.**

**6. MANAGEMENT UPDATE**

John Glatzmaier from CH2M provided an update on activities over the last month which include providing support to the board as it prepares to respond to findings outlined in the Governors' Task Force report, which was released today. The priorities for next month include starting the flowage easement valuation study, coordinating outreach efforts related to any changes implemented as a result of the report, and coordination efforts with the MN DNR to resolve the southern embankment alignment.

Mr. Glatzmaier provided brief a financial update on the overall program status and said \$415 million has been expended to date. He said \$83 million has been expended out of the \$240 million FY2017 budget.

Mr. Glatzmaier provided a construction update on continued work on in-town levees, and Oxbow home demolition and relocation projects. A suspension of work to cease was issued as of December 31, 2017, on OHB levee construction but one home demolition was allowed to continue past the date because of safety issues.

**7. CORPS OF ENGINEERS UPDATE**

Terry Williams, Corps of Engineers Project Manager, was present. She said Corps of Engineers staff have met internally to develop a path forward in anticipation of changes to the southern alignment as a result of the Governors’ Task Force report and after the Diversion Authority makes a decision. Once the alignment is determined, the Corps will be in a good position to resume work on the project.

**8. ADMINISTRATIVE/LEGAL UPDATE**

Adopt Meeting Schedule for 2018

Pursuant to Section 5.11, subsection (b) of the Joint Powers Agreement, at the first meeting in January, the board needs to adopt a meeting schedule for the upcoming year.

***MOTION, passed***

**Mr. Paulsen moved and Mr. Hendrickson seconded to adopt the meeting schedule for the Metro Flood Diversion Authority for 2018. Motion carried.**

**9. PUBLIC OUTREACH UPDATE**

Committee report

The Public Outreach Committee did not meet this month. Mr. Olson said public outreach efforts were put on hold until after the Governors’ Task Force report was released. He said once the board determines what changes will be implemented as a result of the report, the committee will meet to discuss public outreach efforts.

Business Leaders Task Force

Mr. Dawson said the diversion project remains a high priority of the task force. He said Mayor Mahoney and Mayor Williams will present a project update at the Chamber Eggs & Issues event next month.

**10. LAND MANAGEMENT**

The Land Management Committee did not meet this month. Mrs. Scherling said land acquisition activities are on hold as a result of the injunction. Eric Dodds from AE2S said the board approved an agreement last month for Phase 1 of the flowage easement study to begin work on easement valuations.

**11. FINANCE UPDATE**

Committee report

The Finance Committee met on January 17<sup>th</sup>. Mr. Grindberg briefly discussed the financial report and said the net cash position is \$66.7 million.

Voucher approval

The bills for the month are with Erik R. Johnson & Associates, Ltd. for legal services and Ohnstad Twichell, P.C. for legal services.

***MOTION, passed***

**Mr. Grindberg moved and Mr. Mahoney seconded to approve the vouchers received through January 12, 2018, in the amount of \$50,905.03. On roll call vote, the motion carried unanimously.**

Recommended Contracting Actions

Mr. Glatzmaier discussed the following contracting action, which was approved by the Finance Committee:

- Industrial Builders, Inc. (Change Order 20 – 2<sup>nd</sup> Street North, South of Pump Station)—add 35 calendar days to the final completion date to allow for additional contractor coordination and testing reports at no cost.

***MOTION, passed***

**Mr. Grindberg moved and Mr. Steen seconded to approve the change order as outlined. On roll call vote, the motion carried unanimously.**

**12. GOVERNORS' TASK FORCE REPORT**

The final report from the Fargo-Moorhead Area Flood Diversion Task Force created by North Dakota Governor Doug Burgum and Minnesota Governor Mark Dayton was released today. Mr. Mahoney thanked everyone involved for their work on the task force.

**13. NEXT MEETING DATE**

The next meeting will be held on Thursday, February 22, 2018.

**14. EXECUTIVE SESSION**

North Dakota state law allows the Board to meet in private session to consult legal counsel to discuss ongoing litigation and contract negotiations.

***MOTION, passed***

**Mr. Piepkorn moved and Mr. Grindberg seconded that the Metro Flood Diversion Authority meet in Executive Session pursuant to N.D.C.C. § 44-04-19.1, subsections 2 and 9, to consult with its Attorneys regarding the ongoing litigation in the matters of Richland/Wilkin JPA and MNDNR v. the United States Army Corps of Engineers and Fargo Moorhead Flood Diversion Authority as Intervenor, Civil File No. 0:13-cv-02262-JRT-LIB and the contested case hearing before the Minnesota Office of Administrative Hearings regarding the MNDNR permit for Metro Flood Diversion Authority. Motion carried.**

Diversion Authority Board members, key administrative staff, and Attorney John Shockley moved to the River Room at 3:58 PM.

The Executive Session ended at 5:03 PM and the meeting was re-opened to the public.

**15. ADJOURNMENT**

***MOTION, passed***

**On motion by Mr. Piepkorn, seconded by Mr. Thorstad, and all voting in favor, the meeting was adjourned at 5:06 PM.**

**METRO FLOOD DIVERSION AUTHORITY  
FEBRUARY 1, 2018—3:30 PM**

**1. MEETING TO ORDER**

A meeting of the Metro Flood Diversion Authority was held Thursday, February 1, 2018, at 3:30 PM in the Fargo City Commission Room with the following members present: Moorhead City Mayor Del Rae Williams; Moorhead City Council Member Chuck Hendrickson; Clay County Commissioner Kevin Campbell; Clay County Commissioner Grant Weyland; Fargo City Mayor Tim Mahoney; Fargo City Commissioner Tony Grindberg; Fargo City Commissioner Dave Piepkorn; Cass County Commissioner Mary Scherling; Cass County Commissioner Chad Peterson; Cass County Commissioner Rick Steen; Cass County Joint Water Resource District Manager Roger Olson; and West Fargo City Commissioner Mike Thorstad. Moorhead City Council Member Joel Paulsen was absent.

**2. EXECUTIVE SESSION**

North Dakota state law allows the Board to meet in private session to consult with legal counsel to discuss ongoing litigation.

***MOTION, passed***

**Mr. Piepkorn moved and Mr. Steen seconded that the Metro Flood Diversion Authority meet in Executive Session pursuant to N.D.C.C. § 44-04-19.1, subsections 2 and 9, to consult with its Attorneys regarding the ongoing litigation in the matters of Richland/Wilkin JPA and MNDNR v. the United States Army Corps of Engineers and Fargo Moorhead Flood Diversion Authority as Intervenor, Civil File No. 0:13-cv-02262-JRT-LIB and the contested case hearing before the Minnesota Office of Administrative Hearings regarding the MNDNR permit for Metro Flood Diversion Authority. Motion carried.**

Diversion Authority Board members, key administrative staff, and Attorney John Shockley moved to the River Room at 3:31 PM.

The Executive Session ended at 5:23 PM, and the meeting was re-opened to the public.

Ms. Williams said there will be no technical update today and said there was no further business.

**3. NEXT MEETING**

The next meeting will be held on Thursday, February 22, 2018.

**4. ADJOURNMENT**

***MOTION, passed***

**On motion by Mr. Campbell, seconded by Mr. Olson, and all voting in favor, the meeting was adjourned at 5:25 PM.**

**METRO FLOOD DIVERSION AUTHORITY  
FEBRUARY 12, 2018—3:00 PM**

**1. MEETING TO ORDER**

A meeting of the Metro Flood Diversion Authority was held Thursday, February 12, 2018, at 3:00 PM in the Fargo City Commission Room with the following members present: Moorhead City Council Member Chuck Hendrickson; Clay County Commissioner Kevin Campbell; Clay County Commissioner Grant Weyland; Fargo City Mayor Tim Mahoney; Fargo City Commissioner Dave Piepkorn; Cass County Commissioner Mary Scherling; Cass County Commissioner Rick Steen; Cass County Joint Water Resource District Manager Roger Olson; and West Fargo City Commissioner Mike Thorstad. Moorhead City Mayor Del Rae Williams; Moorhead City Council Member Joel Paulsen; Fargo City Commissioner Tony Grindberg; and Cass County Commissioner Chad Peterson were absent.

**2. AGENDA ORDER**

***MOTION, passed***

**Mr. Weyland moved and Mr. Campbell seconded to approve the order of the agenda. Motion carried.**

**3. EXECUTIVE SESSION**

North Dakota state law allows the Board to meet in private session to consult with legal counsel to discuss ongoing litigation.

***MOTION, passed***

**Mr. Piepkorn moved and Mr. Weyland seconded that the Metro Flood Diversion Authority meet in Executive Session pursuant to N.D.C.C. § 44-04-19.1, subsections 2 and 9, to consult with its Attorneys regarding the ongoing litigation in the matters of Richland/Wilkin JPA and MNDNR v. the United States Army Corps of Engineers and Fargo Moorhead Flood Diversion Authority as Intervenor, Civil File No. 0:13-cv-02262-JRT-LIB and the contested case hearing before the Minnesota Office of Administrative Hearings regarding the MNDNR permit for Metro Flood Diversion Authority. Motion carried.**

Diversion Authority Board members, key administrative staff, and Attorney Katie Bertsch moved to the River Room at 3:01 PM.

The Executive Session ended and the meeting was re-opened to the public at 4:31 PM.

**4. NEXT MEETING**

The next meeting will be held on Thursday, February 22, 2018.

**5. ADJOURNMENT**

***MOTION, passed***

**On motion by Mr. Campbell, seconded by Mr. Steen, and all voting in favor, the meeting was adjourned at 4:32 PM.**

FM Metropolitan Area Flood Risk Management Project  
 Fiscal Accountability Report Design Phase (Fund 790)  
 As of 01/31/2018

	2011	2012	2013	2014	2015	2016	2017	2018	Cumulative Totals
<b>Revenues</b>									
City of Fargo	443,138	7,652,681	7,072,961	19,373,131	28,310,373	35,212,877	31,790,784	1,778,877	131,634,822
Cass County	443,138	7,652,681	7,072,961	19,373,131	28,310,373	111,715,540	14,193,826	1,108,758	189,870,407
State Water Commission			3,782,215	602,918	31,056,740	101,436,302	23,650,143	3,417,507	163,945,825
Other Agencies	98,475	1,700,595	1,571,769	4,305,140	6,291,194	(13,260,368)	-	-	706,805
Reimbursements						33,880	49,699	-	83,579
Lease/Rental Payments			17,358	154,180	180,341	260,806	350,720	-	963,405
Asset Sales				616,774	315,892	175,190	117,079	-	1,224,935
Miscellaneous			226	626	427		505,157		506,436
<b>Total Revenues</b>	<b>984,751</b>	<b>17,005,957</b>	<b>19,517,490</b>	<b>44,425,900</b>	<b>94,465,340</b>	<b>235,574,227</b>	<b>70,657,409</b>	<b>6,305,142</b>	<b>488,936,215</b>
<b>Expenditures</b>									
7905 Army Corp Payments	-	-	875,000	1,050,000	2,725,000	47,279,000	1,230,000		53,159,000
7910 WIK - Administration	107,301	331,321	77,614	169,019	282,227	545,555	500,885	40,147	2,054,069
7915 WIK - Project Design	149,632	5,366,147	3,220,859	9,118,723	4,660,226	2,719,505	2,631,656	378,152	28,244,900
7920 WIK - Project Management	679,037	7,223,650	4,695,477	3,579,339	4,500,955	8,464,392	14,714,801	829,689	44,687,340
7925 WIK - Recreation		163,223					-		163,223
7930 LERRDS - North Dakota	48,664	3,843,620	2,763,404	17,013,358	55,948,209	46,717,049	40,728,316	421,352	167,483,972
7931 LERRDS - Minnesota		27,996	287,907	13,068	32,452	1,815,566	35,457		2,212,446
7940 WIK Mitigation - North Dakota				587,180			225,293	31,034	843,507
7941 WIK Mitigation - Minnesota							-	-	-
7950 Construction - North Dakota				1,738,638	19,269,055	42,263,916	5,976,235	110,386	69,358,230
7951 Construction - Minnesota							-	-	-
7952 Construction - O/H/B				11,282,504	5,044,001	776,720	7,365,462	1,926,488	26,395,175
7955 Construction Management				556,209	2,867,422	5,182,366	1,498,050	59,388	10,163,435
7980 Operations & Maintenance							6,403		6,403
7990 Project Financing		50,000	70,000	216,376	566,600	5,435,289	8,305,600	254,443	14,898,307
7995 Project Eligible - Off Formula Costs							-	-	-
7999 Non Federal Participating Costs	116						221,568		221,684
<b>Total Expenditures</b>	<b>984,750</b>	<b>17,005,957</b>	<b>11,990,261</b>	<b>45,324,414</b>	<b>95,896,147</b>	<b>161,199,358</b>	<b>83,439,726</b>	<b>4,051,078</b>	<b>419,891,691</b>

**FM Metropolitan Area Flood Risk Management Project**  
**Statement of Net Position**  
**January 31, 2018**

	<u>Amount</u>
<b>Assets</b>	
Cash	\$ 66,284,874
Receivables	
State Water Commission *	3,417,507
Proceeds from Oxbow Lot Sales	796,881
<b>Total assets</b>	<u><b>70,499,262</b></u>
<b>Liabilities</b>	
Vouchers payable	5,585
Retainage payable	1,449,154
<b>Total liabilities</b>	<u><b>1,454,738</b></u>
<b>NET POSITION</b>	<u><u><b>\$ 69,044,524</b></u></u>

\* Receivable balance is as of 12.31.2017



FM Metropolitan Area Flood Risk Management Project  
 FY 2018 Summary Budget Report ( In Thousands)  
 As of 31 January 2018

	FY 2018 Approved Budget	Current Month	Fiscal Year To Date	% Expended	Outstanding Encumbrances	Remaining Budget Balance
<b>Revenue Sources</b>						
City of Fargo	-	1,779	1,779			
Cass County	-	1,109	1,109			
State of ND - 50 % Match	-	3,195	3,195			
State of ND - 100% Match	-	223	223			
State of Minnesota	-	-	-			
Other Agencies	-	-	-			
Financing Proceeds	-	-	-			
Reimbursements	-	0	0			
Sales of Assets	-	0	0			
Property Income	-	-	-			
Miscellaneous	-	-	-			
<b>Total Revenue Sources</b>	<b>82,554</b>	<b>6,305</b>	<b>6,305</b>	<b>-</b>	<b>-</b>	<b>76,249</b>
<b>Funds Appropriated (Rev1 - 27Apr2017)</b>						
Diversion Channel & Assoc. Infrastructure	-	9	9.49	0%	3,748	(3,758)
Southern Embankment & Assoc. Infrastructure	17	-	-	0%	-	17
Other Mitigation Projects	6,139	2,024	2,023.65	33%	3,979	137
In-Town Flood Protection	44,227	113	113.19	0%	487	43,626
Enabling Work / Other	-	57	56.58	0%	2,927	(2,983)
Land Acquisition & Mitigation	6,881	134	134.01	2%	25,441	(18,694)
Engineering & Design Fees	241	509	509.31	211%	6,857	(7,125)
Program Management	11,489	962	962.28	8%	11,125	(599)
Contingency	5,000	-	-	0%	-	5,000
Debt Service	8,460	243	242.56	3%	-	8,217
Maintenance	100	-	-	0%	-	100
<b>Total Appropriations</b>	<b>82,554</b>	<b>4,051</b>	<b>4,051</b>	<b>5%</b>	<b>54,565</b>	<b>23,938</b>

**METRO FLOOD DIVERSION AUTHORITY**

Wednesday, 14 Feb 2018

Data Through Date: Friday, January 26, 2018

**Summary of Expenses**

**EXP-2018-01**

Account_Number	Check Date	Check Number	Vendor_Name	Transaction Amount	Description	Project Number	Project_Description
790-0000-206.10-00	1/25/2018	284506	INDUSTRIAL BUILDERS INC	\$ 93,203.50	185032 Retainage	V02819	2ND ST N FLOODWALL
	1/25/2018	284506	INDUSTRIAL BUILDERS INC	\$ 6,796.50	185033 Retainage	V02819	2ND ST N FLOODWALL
	1/25/2018	284558	SCHMIDT AND SONS CONSTRUCTION INC	\$ 9,418.70	Retainage PO 193314	V03801	DEMO SCHNELL DR & OCC
	1/25/2018	284522	MEYER CONTRACTING INC	\$ 0.35	Retainage PO #194201	V04401	OH B RING LEVEE PHASES C&D
<b>Retainage</b>				<b>\$ 109,419.05</b>			
790-7910-429.33-20	1/25/2018	JB01180015	CITY OF FARGO-AUDITORS OFFICE	\$ 4,979.17	CHARGE FOR COF TIME-01/18	V00102	General & Admin. WIK
<b>Other Services / Accounting Services</b>				<b>\$ 4,979.17</b>			
790-7910-429.33-25	1/5/2018	284096	OXBOW, CITY OF	\$ 1,932.00	TURMAN & LANG	V02407	OXBOW MOU-LEGAL SERVICES
	1/25/2018	284489	ERIK R JOHNSON & ASSOCIATES	\$ 1,918.40	12/17 DIVERSION LEGAL SER	V00102	General & Admin. WIK
	1/25/2018	284544	OXBOW, CITY OF	\$ 960.00	TURMAN & LANG	V02407	OXBOW MOU-LEGAL SERVICES
	1/4/2018	651	P CARD BMO	\$ 24,571.00	OHNSTAD TWICHELL ATTOR	V00102	General & Admin. WIK
<b>Other Services / Legal Services</b>				<b>\$ 29,381.40</b>			
790-7910-429.38-68	1/4/2018	651	P CARD BMO	\$ 3,500.00	FREDRIKSON AND BYRON P	V00102	General & Admin. WIK
<b>Other Services /Lobbyist</b>				<b>\$ 3,500.00</b>			
790-7910-429.68-30	1/4/2018	654	P CARD BMO	\$ 701.75	NDSU-DINING-STORE 685	V00102	General & Admin. WIK
	2/4/2018	655	P CARD BMO	\$ 1,585.00	INT*IN *STUDIO 7 PRODU	V00102	General & Admin. WIK
<b>Miscellaneous / Meeting Incidentals</b>				<b>\$ 2,286.75</b>			
790-7915-429.33-05	1/5/2018	284046	HOUSTON-MOORE GROUP LLC	\$ 944.73	WORK IN KIND	V01608	WORK-IN-KIND (WIK)
	1/5/2018	284046	HOUSTON-MOORE GROUP LLC	\$ 38,760.62	LEVEE DESIGN & SUPPORT	V01613	LEVEE DESIGN & SUPPORT
	1/5/2018	284046	HOUSTON-MOORE GROUP LLC	\$ 154,505.25	PERMIT SUBMITTAL & PREP	V01616	PERMIT SUBMITTAL PREP
	1/5/2018	284096	OXBOW, CITY OF	\$ 25,000.00	MOORE ENGINEERING, INC	V02416	OXBOW MOU-MISC INFRA ENG
	1/5/2018	284046	HOUSTON-MOORE GROUP LLC	\$ 5,024.05	GRADE RAISE DESIGN	V01620	SEAI-I29 GRADE RAISE DSGN
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 60.77	RECREATION USE/MASTER PLA	V01607	RECREATION/USE MASTER PLN
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 1,947.66	WORK IN KIND	V01608	WORK-IN-KIND (WIK)
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 9,134.00	HYDROLOGIC/HYRAULIC MODEL	V01609	HYDROLOGY/HYDRAULIC MODEL
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 32,435.20	LEVEE DESIGN & SUPPORT	V01613	LEVEE DESIGN & SUPPORT
	1/25/2018	284574	URS CORPORATION	\$ 2,169.65	CULTURAL RESOURCES INVEST	V01003	CULTURAL RESOURCES INVEST
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 102,585.75	PERMIT SUBMITTAL & PREP	V01616	PERMIT SUBMITTAL PREP
	2/1/2018	284624	HOUSTON-MOORE GROUP LLC	\$ 5,584.75	HYDROLOGY/HYDRAULIC MODEL	V01609	HYDROLOGY/HYDRAULIC MODEL
	<b>Other Services / Engineering Services</b>				<b>\$ 378,152.43</b>		

**METRO FLOOD DIVERSION AUTHORITY**

Wednesday, 14 Feb 2018

Data Through Date: Friday, January 26, 2018

**Summary of Expenses**

EXP-2018-01

Account_Number	Check Date	Check Number	Vendor_Name	Transaction Amount	Description	Project Number	Project_Description
790-7920-429.33-05	1/5/2018	284046	HOUSTON-MOORE GROUP LLC	\$ 63,052.38	PROJECT MANAGEMENT	V01601	HMG - PROJECT MANAGEMENT
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 68,981.94	DIVERSION PROJECT MGMT	V01601	HMG - PROJECT MANAGEMENT
<b>Other Services / Engineering Services</b>				<b>\$ 132,034.32</b>			
790-7920-429.33-79	1/5/2018	284096	OXBOW, CITY OF	\$ 2,914.45	MOORE ENGINEERING, INC	V02421	OXBOW MOU-MOORE PROJ MGMT
	1/5/2018	284096	OXBOW, CITY OF	\$ 1,385.00	MOORE ENGINEERING, INC	V02421	OXBOW MOU-MOORE PROJ MGMT
	1/5/2018	284013	CH2M HILL ENGINEERS INC	\$ 44,000.00	PROGRAM MANAGEMENT	V00207	CH2M HILL-1.14.17-4.1.18
	1/5/2018	284013	CH2M HILL ENGINEERS INC	\$ 95,808.00	PROGRAM MANAGEMENT	V00207	CH2M HILL-1.14.17-4.1.18
	1/25/2018	284544	OXBOW, CITY OF	\$ 1,816.90	MOORE ENGINEERING, INC.	V02421	OXBOW MOU-MOORE PROJ MGMT
	1/25/2018	284476	CH2M HILL ENGINEERS INC	\$ 240,036.96	PROGRAM MANAGEMENT	V00207	CH2M HILL-1.14.17-4.1.18
	1/25/2018	284476	CH2M HILL ENGINEERS INC	\$ 99,739.10	PROGRAM MANAGEMENT	V00207	CH2M HILL-1.14.17-4.1.18
	1/25/2018	284476	CH2M HILL ENGINEERS INC	\$ 211,954.03	PROGRAM MANAGEMENT	V00207	CH2M HILL-1.14.17-4.1.18
<b>Other Services / Construction Management</b>				<b>\$ 697,654.44</b>			
790-7930-429.33-25	1/4/2018	651	P CARD BMO	\$ 229,001.26	DORSEY AND WHITNEY LLP	V00101	Dorsey Whitney Legal
	1/4/2018	651	P CARD BMO	\$ 2,100.00	OHNSTAD TWICHELL ATTOR	V00103	General & Admin. LERRDS
<b>Other Services / Legal Services</b>				<b>\$ 231,101.26</b>			
790-7930-429.33-32	1/25/2018	284483	CROWN APPRAISALS INC	\$ 100,000.00	RETAINER FEE-DIVERSION	V05101	FLOWAGE EASEMNT VALUAITON
<b>Other Services / Appraisal Services</b>				<b>\$ 100,000.00</b>			
790-7930-429.38-99	1/12/2018	284262	NDSU BUSINESS OFFICE-BOX 6050	\$ 24,120.75	AG RISK STUDY SERVICES	V02701	AG RISK STUDY SERVICES
<b>Other Services / Other Services</b>				<b>\$ 24,120.75</b>			
790-7930-429.73-20	1/25/2018	284558	SCHMIDT AND SONS CONSTRUCTION INC	\$ 66,130.00	SCHNELL DR/OXBOW CC DEMO	V03801	DEMO SCHNELL DR & OCC
<b>Infrastructure / Site Improvements</b>				<b>\$ 66,130.00</b>			
790-7940-429.33-06	1/25/2018	284468	BRAUN INTERTEC CORP	\$ 27,808.50	TESTING SERVICES	V00402	TESTING - WP-43 & WP-28A
	1/25/2018	284468	BRAUN INTERTEC CORP	\$ 3,225.00	TESTING SERVICES	V00402	TESTING - WP-43 & WP-28A
<b>Infrastructure / Quality Testing</b>				<b>\$ 31,033.50</b>			
790-7950-429.33-05	1/12/2018	284212	HOUSTON-MOORE GROUP LLC	\$ 50,375.41	SDB & SDC SEAI PROJECTS	V01624	CONSTRUCTN/BID SVCS WP28A
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 6,204.75	SDB & SDC SEAI PROJECTS	V01624	CONSTRUCTN/BID SVCS WP28A
<b>Other Services / Engineering Services</b>				<b>\$ 56,580.16</b>			

**METRO FLOOD DIVERSION AUTHORITY**

Wednesday, 14 Feb 2018

Data Through Date: Friday, January 26, 2018

**Summary of Expenses**

EXP-2018-01

Account_Number	Check Date	Check Number	Vendor_Name	Transaction Amount	Description	Project Number	Project_Description
790-7950-429.73-52	1/25/2018	284506	INDUSTRIAL BUILDERS INC	\$ 53,806.01	WORK PKG 42F.1N	V02819	2ND ST N FLOODWALL
<b>Infrastructure / Flood Control</b>				<b>\$ 53,806.01</b>			
790-7952-429.33-05	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 293,150.29	SERVICES DURING CONST	V01623	CONSTRUCTN/BID SVCS WP43
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 148,677.34	SERVICES DURING CONST	V01623	CONSTRUCTN/BID SVCS WP43
<b>Other Services / Engineering Services</b>				<b>\$ 441,827.63</b>			
790-7952-429.73-52	1/25/2018	284522	MEYER CONTRACTING INC	\$ 1,484,660.50	OHB RING LEVEE	V04401	OHB RING LEVEE PHASES C&D
<b>Infrastructure / Flood Control</b>				<b>\$ 1,484,660.50</b>			
790-7955-429.33-05	1/12/2018	284212	HOUSTON-MOORE GROUP LLC	\$ 38,735.56	WORK PKG 42	V02806	CONSTRUCTION SVCS WP42
	1/25/2018	284505	HOUSTON-MOORE GROUP LLC	\$ 20,652.25	SERVICES DURING CONST	V02806	CONSTRUCTION SVCS WP42
<b>Other Services / Engineering Services</b>				<b>\$ 59,387.81</b>			
790-7990-429.33-05	1/12/2018	284212	HOUSTON-MOORE GROUP LLC	\$ 9,492.83	PROCUREMENT SUPPORT	V01621	P3 RFP PROCUREMENT SUPPRT
<b>Other Services / Engineering Services</b>				<b>\$ 9,492.83</b>			
790-7990-429.33-25	1/4/2018	651	P CARD BMO	\$ 2,385.50	OHNSTAD TWICHELL ATTOR	V00102	General & Admin. WIK
<b>Other Services / Legal Services</b>				<b>\$ 2,385.50</b>			
790-7990-520.80-20	1/12/2018	284172	CASS COUNTY TREASURER	\$ 124,665.77	WELLS FARGO INTEREST PMT	V02906	\$100M 2017 CASS WF ADVANC
	1/16/2018	JB01180008	CITY OF FARGO-AUDITORS OFFICE	\$ 62,644.55	1.2.18 WF INTEREST PMT	V02905	\$100M 2017 COF WF ADVANCE
	1/16/2018	JB13170015	CITY OF FARGO-AUDITORS OFFICE	\$ 55,254.06	12.1.17 WF INTEREST PMT	V02905	\$100M 2017 COF WF ADVANCE
<b>Other Services / Legal Services</b>				<b>\$ 242,564.38</b>			

**Total Amount Invoiced this period \$ 4,160,497.89**

**\$ 109,419.05 Less Paid Retainage**

**\$ 4,051,078.84 Total Less Paid Retainage**

FM Metropolitan Area Flood Risk Management Project  
Cumulative Vendor Payments Since Inception  
As of January 31, 2018

Vendors	Approved Contract/Invoice Amount	Liquidated	Outstanding Encumbrance	Purpose
CASS COUNTY JOINT WATER RESOUR	\$ 188,876,971.80	\$ 164,249,214.05	\$ 24,627,757.75	Land Purchases, O/H/B Ring Levee, DPAC, & ROE
ARMY CORP OF ENGINEERS	\$ 53,159,000.00	\$ 53,159,000.00	\$ -	Local Share
CH2M HILL ENGINEERS INC	\$ 50,450,594.31	\$ 40,409,297.57	\$ 10,041,296.74	Program, Project, Construction and Land Management
HOUSTON-MOORE GROUP LLC	\$ 43,919,689.78	\$ 37,549,497.66	\$ 6,370,192.12	Engineering Services
INDUSTRIAL BUILDERS INC	\$ 39,516,601.93	\$ 39,274,710.57	\$ 241,891.36	Const - 2nd St North Pump Station Project and 2nd Street Floodwall
INDUSTRIAL CONTRACT SERVICES I	\$ 17,576,871.19	\$ 17,493,762.16	\$ 83,109.03	Const - 4th St Pump Station and 2nd Street Floodwall
OXBOW, CITY OF	\$ 15,510,853.85	\$ 14,859,947.36	\$ 650,906.49	MOU Agreement
MEYER CONTRACTING INC	\$ 10,915,067.24	\$ 7,444,837.37	\$ 3,470,229.87	Construction/Demolition Services
ASHURST LLP	\$ 6,715,133.70	\$ 3,868,616.16	\$ 2,846,517.54	PPP (P3) Legal Counsel
DORSEY & WHITNEY LLP	\$ 5,669,069.48	\$ 5,669,069.48	\$ -	Legal Services
RILEY BROTHERS CONSTRUCTION	\$ 3,677,920.95	\$ 751,409.95	\$ 2,926,511.00	Construction - County Roads 16 & 17 Realignment
JP MORGAN CHASE-LOCKBOX PROCES	\$ 3,377,000.00	\$ 2,531,269.79	\$ 845,730.21	Financial Advisor
CENTURYLINK	\$ 2,586,742.00	\$ 2,586,742.00	\$ -	Utility Relocation
MINNESOTA DNR	\$ 2,325,472.35	\$ 2,325,472.35	\$ -	EIS Scoping
LANDWEHR CONSTRUCTION INC	\$ 2,316,627.66	\$ 2,239,550.82	\$ 77,076.84	Const - In-Town Demolition Contracts
CASS COUNTY TREASURER	\$ 2,259,058.37	\$ 2,259,058.37	\$ -	Property Taxes and Bank Loan Advance DS Payments
OHNSTAD TWICHELL PC	\$ 2,200,795.18	\$ 2,200,795.18	\$ -	ROE and Bonding Legal Fees
CITY OF FARGO	\$ 2,135,366.06	\$ 2,135,366.06	\$ -	Digital Imagery Project, Utility Relocation, Accounting Svcs, and Bank Loan Advance DS Payments
URS CORPORATION	\$ 1,922,118.42	\$ 1,804,188.08	\$ 117,930.34	Engineering Services
KENNELLY & OKEEFFE	\$ 1,729,110.56	\$ 1,729,110.56	\$ -	Home Buyouts
HOUGH INCORPORATED	\$ 1,726,847.35	\$ 1,634,666.45	\$ 92,180.90	Const - 2nd Street South Flood Control
REINER CONTRACTING INC	\$ 1,599,646.21	\$ 1,599,646.21	\$ -	Const - El Zagal Flood Risk Management
ACONEX (NORTH AMERICA) INC	\$ 1,322,146.00	\$ 306,856.00	\$ 1,015,290.00	Electronic Data Mgmt and Record Storage System
CONSOLIDATED COMMUNICATIONS	\$ 1,063,096.11	\$ 1,063,096.11	\$ -	Utility Relocation
TERRACON CONSULTING ENGINEERS	\$ 828,792.49	\$ 828,718.42	\$ 74.07	Materials Testing
XCEL ENERGY	\$ 753,515.88	\$ 753,515.88	\$ -	Utility Relocation
MOORE ENGINEERING INC	\$ 662,468.17	\$ 662,468.17	\$ -	Engineering Services
US BANK	\$ 626,849.03	\$ 626,849.03	\$ -	Loan Advance DS Payments
DUCKS UNLIMITED	\$ 587,180.00	\$ 587,180.00	\$ -	Wetland Mitigation Credits
HOUSTON ENGINEERING INC	\$ 576,669.57	\$ 576,669.57	\$ -	Engineering Services
ERIK R JOHNSON & ASSOCIATES	\$ 536,775.68	\$ 536,775.68	\$ -	Legal Services
CROWN APPRAISALS INC	\$ 500,000.00	\$ 100,000.00	\$ 400,000.00	Flowage Easements Valuation
RED RIVER BASIN COMMISSION	\$ 500,000.00	\$ 500,000.00	\$ -	Retention Projects - Engineering Services
HOFFMAN & MCNAMARA NURSERY&LAN	\$ 495,801.98	\$ 425,628.49	\$ 70,173.49	Construction - Landscape
NORTHERN TITLE CO	\$ 484,016.00	\$ 484,016.00	\$ -	Land Purchases
AT & T	\$ 461,031.30	\$ 461,031.30	\$ -	Utility Relocation
BRAUN INTERTEC CORP	\$ 384,389.25	\$ 303,360.25	\$ 81,029.00	Quality Testing
SCHMIDT AND SONS CONSTRUCTION	\$ 351,178.00	\$ 335,906.00	\$ 15,272.00	Oxbow Housing Relocation
BEAVER CREEK ARCHAEOLOGY	\$ 276,990.00	\$ 146,109.77	\$ 130,880.23	Engineering Services
SPRINT	\$ 276,363.62	\$ -	\$ 276,363.62	Utility Relocation
702 COMMUNICATIONS	\$ 266,892.07	\$ 266,892.07	\$ -	Utility Relocation
FARGO MOORHEAD METROPOLITAN	\$ 253,858.35	\$ 253,858.35	\$ -	Lidar Imaging
AON RISK SERVICES CENTRAL, INC	\$ 240,000.00	\$ 183,813.50	\$ 56,186.50	P3 Risk Advisory Services

FM Metropolitan Area Flood Risk Management Project  
Cumulative Vendor Payments Since Inception  
As of January 31, 2018

Vendors	Approved Contract/Invoice Amount	Liquidated	Outstanding Encumbrance	Purpose
NDSU BUSINESS OFFICE-BOX 6050	\$ 231,650.00	\$ 183,408.50	\$ 48,241.50	Ag Risk Study Services
BUFFALO-RED RIVER WATERSHED DIST	\$ 221,568.00	\$ 221,568.00	\$ -	Retention Projects - Engineering Services
	\$ 213,335.00	\$ 213,335.00	\$ -	Utilities and Utility Relocation
ROBERT TRENT JONES	\$ 200,000.00	\$ 200,000.00	\$ -	Oxbow MOU - Golf Course Consulting Agreement
SPRINGSTED INCORPORATED	\$ 178,010.15	\$ 178,010.15	\$ -	Financial Advisor
FREDRIKSON & BYRON, PA	\$ 148,230.06	\$ 127,230.06	\$ 21,000.00	Lobbying Services
PFM PUBLIC FINANCIAL MANAGEMEN	\$ 146,460.00	\$ 146,460.00	\$ -	Financial Advisor
GRAY PANNELL & WOODWARD LLP	\$ 143,800.68	\$ 143,800.68	\$ -	Legal Services
AT&T NETWORK OPERATIONS	\$ 125,238.30	\$ 125,238.30	\$ -	Utility Relocation
ENVENTIS	\$ 115,685.62	\$ 115,685.62	\$ -	Utility Relocation
UNITED STATES GEOLOGICAL SURVE	\$ 104,600.00	\$ 104,600.00	\$ -	Stage Gage Installation
CENTURYLINK ASSET ACCOUNTING-B	\$ 102,773.54	\$ 102,773.54	\$ -	Utility Relocation
CASS COUNTY ELECTRIC-DIVERSION	\$ 101,295.00	\$ 42,050.00	\$ 59,245.00	Utility Services / Relocation
EL ZAGAL TEMPLE HOLDING CO	\$ 76,000.00	\$ 76,000.00	\$ -	Easement Purchase for El Zagal Levee
HKA GLOBAL, INC	\$ 74,353.00	\$ 74,353.00	\$ -	Professional Services
GERSON LEHRMAN GROUP, INC.	\$ 60,819.00	\$ 60,819.00	\$ -	Legal Services
NIXON PEABODY LLC	\$ 60,000.00	\$ 60,000.00	\$ -	Legal Services
ADVANCED ENGINEERING INC	\$ 50,000.00	\$ 50,000.00	\$ -	Public Outreach
IN SITU ENGINEERING	\$ 47,973.00	\$ 47,973.00	\$ -	Quality Testing
US GEOLOGICAL SURVEY	\$ 46,920.00	\$ 46,920.00	\$ -	Stage Gage Installation
MIDCONTINENT COMMUNICATIONS	\$ 37,318.95	\$ 37,318.95	\$ -	Utility Relocation
CLAY COUNTY AUDITOR	\$ 34,538.71	\$ 34,538.71	\$ -	Property Tax, Home Buyout Demo
AMERICAN ENTERPRISES INC	\$ 34,000.00	\$ 34,000.00	\$ -	Test Pits
GEEKON INC	\$ 33,815.36	\$ 33,815.36	\$ -	Vibrating Wire Piezometer Equipment
COLDWELL BANKER	\$ 33,066.02	\$ 33,066.02	\$ -	Property Management Services
WARNER & CO	\$ 30,049.00	\$ 30,049.00	\$ -	General Liability Insurance
WESTERN AREA POWER ADMINISTRAT	\$ 30,000.00	\$ 30,000.00	\$ -	P3 Support Services
CPS HR CONSULTING	\$ 27,710.03	\$ 27,710.03	\$ -	HR Consulting
ND WATER USERS ASSOCIATN	\$ 20,000.00	\$ 20,000.00	\$ -	Membership Dues
XCEL ENERGY-FARGO	\$ 16,275.85	\$ 16,275.85	\$ -	Utility Relocation
PRIMORIS AEVENIA INC	\$ 16,230.00	\$ 16,230.00	\$ -	Utility Relocation
MOORHEAD, CITY OF	\$ 15,062.90	\$ 15,062.90	\$ -	ROE Legal Fees
BRIGGS & MORGAN PA	\$ 12,727.56	\$ 12,727.56	\$ -	Legal Services
PROSOURCE TECHNOLOGIES, INC	\$ 8,324.94	\$ 8,324.94	\$ -	Vibrating Wire Piezometer Equipment
MAP SERVICE CENTER	\$ 7,250.00	\$ 7,250.00	\$ -	Permit fee
NEWMAN SIGNS INC	\$ 5,816.00	\$ 5,816.00	\$ -	Signage
ONE	\$ 3,575.00	\$ 3,575.00	\$ -	Legal Services
MCKINZIE METRO APPRAISAL	\$ 3,200.00	\$ 3,200.00	\$ -	Appraisal Services
STUDIO 7 PRODUCTIONS	\$ 3,170.00	\$ 3,170.00	\$ -	Video Productions
SEIGEL COMMUNICATIONS SERVICE	\$ 2,345.00	\$ 2,345.00	\$ -	Public Outreach
BNSF RAILWAY CO	\$ 2,325.00	\$ 2,325.00	\$ -	Permits for In-Town Levee Projects
FORUM COMMUNICATIONS (LEGALS)	\$ 2,224.20	\$ 2,224.20	\$ -	Advertising Services
FORUM COMMUNICATIONS (ADVERT)	\$ 1,743.77	\$ 1,743.77	\$ -	Advertising Services
NORTH DAKOTA TELEPHONE CO	\$ 1,697.00	\$ 1,697.00	\$ -	Communication
ERBERT & GERBERTS SUBS	\$ 1,232.29	\$ 1,232.29	\$ -	lunches for the task force meetings
HUBER, STEVE	\$ 1,056.43	\$ 1,056.43	\$ -	Home Buyouts

FM Metropolitan Area Flood Risk Management Project  
 Cumulative Vendor Payments Since Inception  
 As of January 31, 2018

Vendors	Approved Contract/Invoice Amount	Liquidated	Outstanding Encumbrance	Purpose
WARREN TOWNSHIP	\$ 1,023.72	\$ 1,023.72	\$ -	SEEDING, ROAD REPAIR, DUST CONTROL
DEPT OF NATURAL RESOUR TRIO ENVIRONMENTAL CONSULTING	\$ 1,000.00	\$ 1,000.00	\$ -	DNR Dam Safety Permit Application Fee
NDSU-DINING-STORE 685	\$ 747.60	\$ 747.60	\$ -	Asbestos and LBP Testing - Home Buyouts
RED RIVER TITLE SERVICES INC	\$ 701.75	\$ 701.75	\$ -	Meeting Incidentals
BNSF RAILWAY COMPANY	\$ 675.00	\$ 675.00	\$ -	Abstract Updates
CIVIL DESIGN INC	\$ 600.00	\$ 600.00	\$ -	MOU Agreement
RED RIVER VALLEY COOPERATIVE A	\$ 595.00	\$ 595.00	\$ -	MOU Agreement
FERRELLGAS	\$ 536.96	\$ 536.96	\$ -	Electricity - Home Buyouts
BROKERAGE PRINTING	\$ 496.00	\$ 496.00	\$ -	Propane - Home Buyouts
DAWSON INSURANCE AGENCY	\$ 473.33	\$ 473.33	\$ -	Custom Printed Forms
KOCHMANN, CARTER	\$ 388.52	\$ 388.52	\$ -	Property Insurance - Home Buyouts
GALLAGHER BENEFIT SERVICES INC	\$ 315.00	\$ 315.00	\$ -	Lawn Mowing Services
DONS PLUMBING	\$ 250.00	\$ 250.00	\$ -	Job Description Review
HARWOOD TOWNSHIP, CASS, ND	\$ 240.00	\$ 240.00	\$ -	Winterize - Home Buyouts
WALMART STORE #4352	\$ 208.91	\$ 208.91	\$ -	Township Meeting Expenses
CURTS LOCK & KEY SERVICE INC	\$ 161.97	\$ 161.97	\$ -	Meeting Incidentals
GOOGLE LOVEINTHEOVEN CORPORATION	\$ 138.10	\$ 138.10	\$ -	Service Call - Home Buyouts
FEDERAL EXPRESS	\$ 116.00	\$ 116.00	\$ -	Meeting Incidentals
	\$ 71.89	\$ 71.89	\$ -	Postage
<b>Grand Total</b>	<b>\$ 474,456,777.00</b>	<b>\$ 419,891,691.40</b>	<b>\$ 54,565,085.60</b>	

**FM Metropolitan Area Flood Risk Management Project  
Lands Expense - Life To Date  
As of January 31, 2018**

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
<b>Commercial Relocations - Fargo</b>						
Park East Apartments - 1 2nd St S	6/23/2015	9,240,246.10	-	708,126.94	-	9,948,373.04
Howard Johnson - 301 3rd Ave N	11/2/2015	3,266,079.60	-	3,752,607.61	(1,100.00)	7,017,587.21
Fargo Public School District - 419 3rd St N	3/16/2016	1,903,475.78	-	6,190,000.00	-	8,093,475.78
Mid America Steel - NP Ave, North	6/21/2016	437,371.41	-	5,370,000.00	-	5,807,371.41
Case Plaza - 117 NP Ave N	1/12/2017	250,449.12	-	-	-	250,449.12
Shakey's Pizza - DFI AP LLC - 203 4th Ave N	3/21/2017	1,002,367.69	-	-	-	1,002,367.69
<b>Home Buyouts - Fargo</b>						
1322 Elm St N	11/19/2014	347,270.27	-	47,168.14	-	394,438.41
1326 Elm St N	12/23/2014	230,196.41	-	8,001.02	-	238,197.43
1341 N Oak St	1/29/2015	309,888.24	-	78,889.24	-	388,777.48
1330 Elm St N	2/12/2015	229,982.44	-	62,362.63	-	292,345.07
18 North Terrace N	4/2/2015	129,698.25	-	44,688.72	-	174,386.97
1318 Elm St N	5/29/2015	229,012.67	-	55,452.01	-	284,464.68
724 North River Road	6/8/2015	194,457.83	-	35,615.30	-	230,073.13
1333 Oak Street N	6/24/2015	238,513.23	-	5,249.00	-	243,762.23
26 North Terrace N	9/11/2015	138,619.58	-	12,620.00	-	151,239.58
16 North Terrace N	9/24/2015	227,987.50	-	96,717.14	-	324,704.64
24 North Terrace N	11/25/2015	182,437.38	-	29,269.60	-	211,706.98
1314 Elm Street N	12/18/2015	225,800.09	-	42,025.00	-	267,825.09
12 North Terrace N	2/9/2016	10,191.00	-	-	-	10,191.00
1313 Elm Street N	1/23/2017	350,000.00	-	3,360.00	-	353,360.00
<b>Home Buyouts - Moorhead</b>						
387 170th Ave SW	11/1/2013	281,809.91	-	-	(8,440.00)	273,369.91
16678 3rd St S		214,000.00	-	84,060.80	-	298,060.80
<b>Home Buyouts - Oxbow</b>						
105 Oxbow Drive	11/28/2012	216,651.85	-	-	(181,249.54)	35,402.31
744 Riverbend Rd	12/3/2012	343,828.30	-	2,435.00	-	346,263.30
121 Oxbow Drive	7/31/2013	375,581.20	-	-	(186,918.33)	188,662.87
333 Schnell Drive	9/20/2013	104,087.79	-	-	-	104,087.79
346 Schnell Drive	2/13/2014	512,970.73	-	7,200.00	-	520,170.73
345 Schnell Drive	10/24/2014	478,702.98	-	6,869.44	-	485,572.42
336 Schnell Drive	1/29/2015	310,888.51	-	185,620.00	-	496,508.51
5059 Makenzie Circle	5/21/2015	2,698,226.97	-	10,549.70	-	2,708,776.67
357 Schnell Dr / 760 River Bend Rd	6/18/2015	466,720.80	-	176,524.79	-	643,245.59
349 Schnell Dr / 761 River Bend Rd	6/26/2015	306,725.20	-	309,992.53	-	616,717.73
748 Riverbend Rd / 755 River Bend Rd	9/1/2015	480,783.92	-	205,699.82	-	686,483.74
361 Schnell Dr / 764 River Bend Rd	9/2/2015	490,091.32	-	267,757.65	-	757,848.97
752 Riverbend Rd / 768 River Bend Rd	9/4/2015	469,078.13	-	507,103.56	-	976,181.69
353 Schnell Dr / 772 River Bend Rd	9/11/2015	494,342.87	-	312,212.95	-	806,555.82
SE 1/4-23-137-49 & NW 1/4 SW 1/4 24-137-49 - Heitman	9/30/2015	1,328,151.00	-	-	-	1,328,151.00
350 Schnell Dr / 769 River Bend Rd	12/15/2015	491,024.01	-	279,237.35	-	770,261.36
365 Schnell Drive	1/7/2016	125,077.88	-	-	-	125,077.88
852, 856, 860, & 864 Riverbend Rd	1/11/2016	1,222,608.19	-	10,891.60	-	1,233,499.79
334 Schnell Dr / 751 River Bend Rd	1/15/2016	321,089.77	-	284,349.88	-	605,439.65
749 Riverbend Rd / 433 Trent Jones Dr	2/1/2016	598,885.43	-	469,875.64	-	1,068,761.07
326 Schnell Drive	2/19/2016	326,842.17	-	225,073.09	-	551,915.26
309 Schnell Dr / 325 Trent Jones Dr	5/12/2016	539,895.97	-	574,412.28	-	1,114,308.25
810 Riverbend Rd / 787 River Bend Rd	6/6/2016	672,125.84	-	640,625.43	-	1,312,751.27
833 Riverbend Rd / 446 Trent Jones Dr	7/14/2016	801,671.69	-	590,292.66	-	1,391,964.35
328 Schnell Dr / 347 Trent Jones Dr	7/14/2016	320,803.64	-	329,117.70	-	649,921.34
839 Riverbend Road	7/20/2016	1,775,311.60	-	10,631.50	-	1,785,943.10
332 Schnell Dr / 335 Trent Jones Dr	8/2/2016	328,639.47	-	356,643.81	-	685,283.28
317 Schnell Dr / 409 Trent Jones Dr	9/7/2016	548,393.52	-	558,413.52	-	1,106,807.04
330 Schnell Drive	10/4/2016	328,134.82	-	125,072.50	-	453,207.32
329 Schnell Dr / 417 Trent Jones Dr	10/4/2016	549,277.00	-	499,811.00	-	1,049,088.00
321 Schnell Dr / 410 Trent Jones Dr	10/7/2016	471,534.69	-	514,952.53	-	986,487.22
813 Riverbend Rd / 449 Trent Jones Dr	10/14/2016	660,997.62	-	797,937.65	-	1,458,935.27
325 Schnell Drive / 426 Trent Jones Dr	11/3/2016	403,498.66	-	402,935.97	-	806,434.63
844 Riverbend Road	11/11/2016	716,599.40	-	15,118.84	-	731,718.24
828 Riverbend Rd	11/30/2016	955,928.53	-	-	-	955,928.53
341 Schnell Dr / 343 Trent Jones Dr	12/8/2016	480,921.52	-	673,954.16	-	1,154,875.68
840 Riverbend Rd / 442 Trent Jones Dr	12/21/2016	547,075.19	-	423,662.02	-	970,737.21
816 Riverbend Rd / 441 Trent Jones Dr	12/27/2016	567,413.07	-	338,694.70	-	906,107.77
821 Riverbend Rd / 438 Trent Jones Dr	1/13/2017	580,617.35	-	331,100.87	-	911,718.22
805 Riverbend Rd / 776 River Bend Rd	2/10/2017	508,203.01	-	395,757.84	-	903,960.85
808 Riverbend Road / 254 South Schnell Dr	2/24/2017	713,814.95	-	533,475.96	-	1,247,290.91
338 Schnell Dr / 775 River Bend Rd	2/28/2017	560,402.15	-	407,961.34	-	968,363.49
313 Schnell Drive/ 413 Trent Jones Dr	4/7/2017	389,370.50	-	357,043.95	-	746,414.45
809 Riverbend Rd	5/3/2017	112,304.99	-	-	-	112,304.99
337 Schnell Dr / 353 Trent Jones Dr	5/17/2017	456,146.62	-	524,447.89	-	980,594.51
829 Riverbend Rd / 788 River Bend Rd	7/7/2017	1,056,438.13	-	1,341,268.00	-	2,397,706.13
848 Riverbend Rd / 783 River Bend Rd	7/27/2017	781,361.81	-	1,340,781.00	-	2,122,142.81
817 Riverbend Road / 421 Trent Jones Dr	7/18/2017	445,728.05	-	465,264.50	-	910,992.55
843 Riverbend Rd / 445 Trent Jones Dr	9/21/2017	978,292.23	-	1,173,078.68	-	2,151,370.91
477 Oxbow Drive - OIN 9614 - Henry & Suzanne Mertz	10/27/2017	25,020.58	-	-	-	25,020.58



**FM Metropolitan Area Flood Risk Management Project  
Lands Expense - Life To Date  
As of January 31, 2018**

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
<b>Home Buyouts - Hickson</b>						
17495 52nd St SE	4/28/2015	785,747.66	-	27,604.74	-	813,352.40
4985 and 4989 Klitzke Drive, Pleasant Twp	7/20/2016	245,926.71	-	92,817.44	-	338,744.15
<b>Home Buyouts - Horace</b>						
2914 124th Ave S	12/29/2016	50,981.00	-	-	-	50,981.00
17471 49th St SE - Campbell - OIN 9403	2/16/2017	883,581.00	-	149,000.00	-	1,032,581.00
17465 49th St SE - Campbell - OIN 9411	2/21/2017	828,561.00	-	158,000.00	-	986,561.00
17474 52nd St SE - Leher - OIN 1889/1990/2182	7/11/2017	909,905.00	-	-	-	909,905.00
17449 50th Street SE - Scott Young	9/1/2017	398,936.66	-	-	-	398,936.66
4848 CR 81 S, Horace, ND _ OIN 9405	9/15/2017	451,185.00	-	-	-	451,185.00
15-0000-02690-010 & 15-0000-02690-020 - Cossette _ OIN 229 & 230	11/29/2017	2,433,020.59	-	-	-	2,433,020.59
5021 171st Ave. Southeast, Horace, ND _ OIN 1955	12/18/2017	248,677.89	-	-	-	248,677.89
<b>Home Buyouts - Argusville</b>						
2351 173rd Ave SE - Johnson - OIN 1222	2/6/2017	215,030.91	-	6,912.57	-	221,943.48
<b>Easements - Fargo</b>						
Part of Lot 5 El Zagal Park	10/9/2014	76,000.00	-	-	-	76,000.00
72 2nd St N - Bortnem	4/13/2016	37,020.00	-	-	-	37,020.00
Oak Terrace Condos - 2 N Terrace N	3/30/2016	5,588.00	-	-	-	5,588.00
Fercho Family Farms,	3/25/2015	50,000.00	-	-	-	50,000.00
<b>Easements - Oxbow</b>						
Oxbow Parcel 57-0000-10356-070 - Pearson	10/13/2014	55,500.00	-	-	-	55,500.00
<b>Easements - Diversion Inlet Control Structure</b>						
15-0000-02690-020 - Cossette	6/1/2016	476,040.00	-	-	-	476,040.00
64-0000-02730-000 - Sauvageau	6/1/2016	1,113,101.57	-	-	-	1,113,101.57
64-0000-027400-000 - Duboard	9/15/2016	177,399.29	-	-	-	177,399.29
64-0000-02700-010 - Rheault	1/31/2017	2,243.06	-	-	-	2,243.06
15-141-49 NW1/4 160.00 AC **12-31-98 COMB FRM 44-0000-00580-000 & 44-0000-00570-000 - Larson Trust (Nygren)	6/20/2017	32,340.00	-	-	-	32,340.00
Southwest corner of County Road 17 S and 112th Avenue S (condemnation) - SAUVAGEAU LIFE EST.		373,437.00	-	-	-	373,437.00
16835 47 ST SE - Buster Farms LLLP		1,755.00	-	-	-	1,755.00
<b>Easements - Piezometer</b>						
67-0000-12719-010 - Adams - OIN-1201	3/13/2017	1,500.00	-	-	-	1,500.00
<b>Easements - Minesota</b>						
Askegaard Hope Partnership	10/14/2016	1,542,370.79	-	-	-	1,542,370.79
<b>Farmland Purchases</b>						
SE 1/4 11-140-50 (Raymond Twp, ND) - Ueland	1/20/2014	959,840.00	-	-	-	959,840.00
2 Tracts in the E 1/2-2-137-49 - Sorby/Maier	1/24/2014	1,636,230.00	-	-	-	1,636,230.00
3 Tracts NW1/4 1-140-50, NW1/4 11-140-50, & S1/2 25-141-50 - Rust (OINs 0511,0512,0880,0897)	2/18/2014	3,458,980.70	-	-	-	3,458,980.70
11-140-50 NE1/4 (Raymond Twp) - Diekrager	4/15/2014	991,128.19	-	-	-	991,128.19
NW 1/4 36-141-50 - Monson	5/7/2014	943,560.05	-	-	-	943,560.05
W 1/2 SE 1/4 SW 1/4 & SW 1/4 SW 1/4 2-137-49 - Gorder	5/13/2014	321,386.00	-	-	-	321,386.00
SW 1/4-11-140-50 - Hogleund	7/21/2014	989,706.03	-	-	-	989,706.03
NW 1/4 14-140-50 - Hogleund	10/23/2014	948,782.22	-	-	-	948,782.22
SW 1/4 2-140-50 -Rust	10/29/2014	955,901.00	-	-	-	955,901.00
2-140-50 S 1/2 of NW 1/4 & Lot 4A - Pile	3/4/2015	594,108.00	-	-	-	594,108.00
Fercho Family Farms,	3/25/2015	464,600.00	-	-	-	464,600.00
W 1/2 NW 1/4 2-141-49 - Heiden	4/24/2015	433,409.00	-	-	-	433,409.00
(Raymond Twp) - Subdivision: Part of 23-140-50, 155.82 acres - Henke (Raymond Twp) - Subdivision: Part of Sec. 23., Less Gust Sub and Jason Sub	6/17/2015	857,144.00	-	-	-	857,144.00
T140N R50W - Henke	6/17/2015	339,071.00	-	-	-	339,071.00
15-141-49 NW1/4 160.00 AC **12-31-98 COMB FRM 44-0000-00580-000 & 44-0000-00570-000 - Larson Trust (Nygren)	6/20/2017	291,840.00	-	-	-	291,840.00
64-0000-02720-000 - Ulstad (Condemnation)	11/10/2016	1,221,931.50	-	-	-	1,221,931.50
Peter Biegler, Jr - OIN 9748	7/17/2017	250,185.00	-	-	-	250,185.00
19-141-49 NE 1/4 A 160.00 - Schoenberg Farms	7/18/2017	3,470,167.12	-	-	-	3,470,167.12
SHEY RIV - Chose	7/28/2017	60,128.07	-	-	-	60,128.07
W 1/2d 1/2 10-141-49 & NW 1/4 10-141-49 - Larson Family Farm Trust	8/1/2017	1,402,847.99	-	-	-	1,402,847.99
S1/2 W1/2 NW1/4 - Conyers	8/3/2017	33,150.00	-	-	-	33,150.00
27th St SE, between 169th Ave SE and I-29 - Nelson	8/3/2017	1,024,189.50	-	-	-	1,024,189.50
Meridian, Cass County, ND - Heiden Family, LLLP	8/4/2017	1,326,882.11	-	-	-	1,326,882.11
2368 173rd Ave SE & Rural Land Part of SE1/4 35-142-49, Wiser, ND - Kevin & Pamela Heiden	8/4/2017	614,439.02	-	-	-	614,439.02
20-141-49 SW 1/4 A 160.00 - Lloyd & Alice Amundson	8/9/2017	123,563.38	-	-	-	123,563.38
5251 174 1/2 Ave SE, Pleasant Township, ND 58047	8/18/2017	254,354.28	-	-	-	254,354.28
35-142-49 SW 1/4 A 160.00 - Burley _ OIN 1218	8/31/2017	167,091.47	-	-	-	167,091.47
S-1/2 of N1/2 of Section 36-142-49, Wayne & Gary Ohnstad_OIN 1223	12/13/2017	200,135.00	-	-	-	200,135.00

**FM Metropolitan Area Flood Risk Management Project  
Lands Expense - Life To Date  
As of January 31, 2018**

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
<b>Land Purchases</b>						
Hayden Heights Land, West Fargo ND	10/12/2012	484,016.00	-	-	(730,148.14)	(246,132.14)
Lot 4, Block 4, ND R-2 Urban Renewal Addition, Fargo ND - Professional Associates	5/14/2015	39,900.00	-	-	-	39,900.00
BNSF Railway Company	10/28/2015	27,000.00	-	-	-	27,000.00
City of Fargo - OIN 2366 & OIN 2367	3/9/2017	1,022,533.30	-	-	-	1,022,533.30
Edwin and Margaret Ployhart OIN 8852	4/5/2017	5,121.18	-	-	-	5,121.18
Arthur Mathison RT OIN 1994	5/19/2017	750.00	-	-	-	750.00
Ideal Ag Corp OIN 9789 / 9790	5/25/2017	30,120.68	-	-	-	30,120.68
OIN 1195 / 1196 - Mark Thorson	9/15/2017	203,678.32	-	-	-	203,678.32
		<u>86,621,854.36</u>	-	<u>34,044,397.20</u>	<u>(1,107,856.01)</u>	<u>119,558,395.55</u>
			(32,000.00)		10,000.00	
				<b>Property Management Expense</b>		1,810,263.59
					<b>Grand Total</b>	<b><u>\$ 121,368,659.14</u></b>

**FM Metropolitan Area Flood Risk Management Project  
In-Town Levee Work  
as of January 31, 2018**

<b>Vcode #</b>	<b>Vendor Name</b>	<b>Descriptions</b>	<b>Contract Amount</b>	<b>Amount Paid</b>
V02801	Industrial Builders	WP42.A2 - 2nd Street North Pump Station	\$ 8,696,548.46	\$ 8,683,649.98
V02802	Terracon Consulting	WP-42 (In Town Levees) Materials Testing	\$ 828,792.49	\$ 828,718.42
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	\$ 17,583,287.19	\$ 17,500,178.16
V02806	HMG	WP42 - Services During Construction	\$ 5,343,413.00	\$ 5,039,393.11
V02807	CCJWRD	In-Town Levee Work	\$ 6,212,413.40	\$ 5,886,140.36
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	\$ 16,720,591.15	\$ 16,491,598.27
V02812	Industrial Builders	WP-42F.1S - 2nd Street North Floodwall, South of Pump Station	\$ 1,169,651.74	\$ 1,169,651.74
V02813	Landwehr Construction	Park East Apartments Demolition	\$ 16,230.00	\$ 16,230.00
V02814	Primoris Aevenia	2nd Street Utility Relocation	\$ 2,660,937.92	\$ 2,660,937.92
V02815	Centurylink Communications	2nd Street Utility Relocation	\$ 907,999.08	\$ 907,999.08
V02816	Landwehr Construction	WP-42C.1 - In-Town Levees 2nd Street/Downtown Area Demo	\$ 1,599,646.21	\$ 1,599,646.21
V02817	Reiner Contracting, Inc	WP-42H.2 - El Zagal Area Flood Risk Management	\$ 738,880.50	\$ 738,880.50
V02818	Industrial Builders	WP-42I.1 - Mickelson Levee Extension	\$ 13,362,906.82	\$ 13,362,906.82
V02819	Industrial Builders	WP42F.1N - 2nd Street North	\$ 851,775.30	\$ 851,775.30
V02820	CH2M Hill	WP42 - Construction Management Services	\$ 1,726,847.35	\$ 1,634,666.45
V02821	Hough Incorporated	WP42F.2 - 2nd Street South	\$ 6,402.85	\$ 6,402.85
V02822	City of Fargo	COF - 2016 O&M on Lifts	\$ 495,801.98	\$ 425,628.49
	Hoffman & McNamara Nursery			
V02823	& Lan	WP-42G General Landscaping and Planting	\$ 495,801.98	\$ 425,628.49
V01703	Various	In-Town Property Purchases	\$ 38,998,625.66	\$ 37,547,139.64
			<u>\$ 120,846,403.00</u>	<u>\$ 118,207,021.71</u>

**Fargo-Moorhead Metropolitan Area Flood Risk Management Project  
State Water Commission Funds Reimbursement Worksheet  
Fargo Flood Control Project Costs - HB1020 & SB2020**

Time Period for This Request: December 1, 2017 - December 31, 2017 - OHB Levee Related Costs

Drawdown Request No: 59	
Requested Amount:	\$ 1,625,005
Total Funds Expended This Period:	\$ 3,250,011
SB 2020 Matching Requirements	50%
Total Funds Requested at 50% Match	1,625,005
<b>Total Funds Requested:</b>	<b>\$ 1,625,005</b>

**STATE AID SUMMARY:**

Summary of State Funds Appropriated		
Appropriations from 2009 Legislative Session	\$	45,000,000
Appropriations from 2011 Legislative Session		30,000,000
Appropriations from 2013 Legislative Session		100,000,000
Appropriations from 2015 Legislative Session		69,000,000
Appropriations from 2015 Legislative Session - Interior Flood Control		60,000,000
Anticipated appropriations to be funded in 2017 Legislative Session	66,500,000	
Anticipated appropriations to be funded in 2019 Legislative Session	66,500,000	
Anticipated appropriations to be funded in 2021 Legislative Session	66,500,000	
Anticipated appropriations to be funded in 2023 Legislative Session	66,500,000	
<b>Total State Funds</b>	<b>266,000,000</b>	<b>304,000,000</b>
Less: Payment #1 through #35 - City of Fargo		(55,510,209)
Less: Payment #1 - Cass County		(136,039)
Less: Payment #1 through #7 - Interior Flood Control		(60,000,000)
Less: Payment #1 through #28 - FM Diversion Authority		(38,049,107)
Less: Payment #29 through #38 - FM Metro Area Flood Risk Management Project		(63,009,387)
Less: Payment #39 - FM Metro Area Flood Risk Management Project		(1,535,060)
Less: Payment #40 - FM Metro Area Flood Risk Management Project		(465,203)
Less: Payment #41 - FM Metro Area Flood Risk Management Project		(3,666,207)
Less: Payment #42 - FM Metro Area Flood Risk Management Project		(1,527,676)
Less: Payment #43 - FM Metro Area Flood Risk Management Project		(31,468)
Less: Payment #44 - FM Metro Area Flood Risk Management Project		(301,262)
Less: Payment #45 - FM Metro Area Flood Risk Management Project		(396,025)
Less: Payment #46 - FM Metro Area Flood Risk Management Project		(457,440)
Less: Payment #47 - FM Metro Area Flood Risk Management Project		(538,830)
Less: Payment #48 - FM Metro Area Flood Risk Management Project		(751,091)
Less: Payment #49 - FM Metro Area Flood Risk Management Project		(25,546)
Less: Payment #50 - FM Metro Area Flood Risk Management Project		(3,837,546)
Less: Payment #51 - FM Metro Area Flood Risk Management Project		(1,501,080)
Less: Payment #52 - FM Metro Area Flood Risk Management Project		(1,565,228)
Less: Payment #53 - FM Metro Area Flood Risk Management Project		(708,163)
Less: Payment #54 - FM Metro Area Flood Risk Management Project		(897,057)
Less: Payment #55 - FM Metro Area Flood Risk Management Project		(488,613)
Less: Payment #56 - FM Metro Area Flood Risk Management Project		(1,105,872)
Less: Payment #57 - FM Metro Area Flood Risk Management Project		(1,377,451)
Less: Payment #58 - FM Metro Area Flood Risk Management Project		(1,792,502)
Less: Payment #59 - FM Metro Area Flood Risk Management Project		(1,625,005)
<b>Total Funds Reimbursed</b>		<b>(241,299,068)</b>
<b>Total State Fund Balances Remaining</b>	<b>\$</b>	<b>62,700,932</b>

Fargo-Moorhead Metropolitan Area Flood Risk Management Project  
 State Water Commission Funds Reimbursement Worksheet  
 Fargo Flood Control Project Costs - HB1020 & SB2020

LOCAL MATCHING FUNDS SUMMARY:	
Matching Funds Expended To Date - FM Metro Area Flood Risk Management Project	\$ 78,689,391
Less: Match Used on Payment #1 through #35 - City of Fargo	(41,506,620)
Less: Match used on Payment #1 - Cass County	(136,039)
Less: Match Used on Payment #1-28 - FM Diversion Authority	(11,052,710)
Less: Match Used on Payment #29-38 - FM Metro Area Flood Risk Management Project	(13,707,559)
Less: Match Used on Payment #39 - FM Metro Area Flood Risk Management Project	(830,718)
Less: Match Used on Payment #41 - FM Metro Area Flood Risk Management Project	(3,094,610)
Less: Match Used on Payment #45 - FM Metro Area Flood Risk Management Project	(268,071)
Less: Match Used on Payment #47 - FM Metro Area Flood Risk Management Project	(334,847)
Less: Match Used on Payment #50 - FM Metro Area Flood Risk Management Project	(732,590)
Less: Match Used on Payment #51 - FM Metro Area Flood Risk Management Project	(1,336,028)
Less: Match Used on Payment #52 - FM Metro Area Flood Risk Management Project	(294,854)
Less: Match Used on Payment #54 - FM Metro Area Flood Risk Management Project	(595,622)
Less: Match Used on Payment #55 - FM Metro Area Flood Risk Management Project	(278,292)
Less: Match Used on Payment #58 - FM Metro Area Flood Risk Management Project	(222,923)
<b>Balance of Local Matching Funds Available</b>	<b>\$ 4,297,908</b>

Finance Committee Bills through February 16, 2018

Vendor	Description		
Cass County Joint Water Resource District	Diversion bills	\$	1,743,227.31
Ohnstad Twichell, P.C.	Professional Services Rendered	\$	40,378.40
Erik R. Johnson & Associates, Ltd.	Legal services rendered through January 25, 2018	\$	1,710.00
			<hr/>
Total Bills Received through February 16, 2018			<u>\$ 1,785,315.71</u>



Cass County  
Joint Water  
Resource  
District

February 1, 2018

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

Dan Jacobson  
Chairman  
West Fargo, North Dakota

Rodger Olson  
Manager  
Leonard, North Dakota

Lance Yohe  
Manager  
West Fargo, North Dakota

Ken Lougheed  
Manager  
Gardner, North Dakota

Jacob Gust  
Manager  
Fargo, North Dakota

Greetings:

RE: Metro Flood Diversion Project  
DPAC  
Oxbow-Hickson-Bakke Ring Levee Project  
In-Town Levees Project

Enclosed please find copies of bills totaling \$1,743,227.31 regarding the above referenced projects. The breakdown is as follows:

Metro Flood Diversion	\$1,177,492.02
DPAC	5,106.00
Oxbow-Hickson-Bakke Ring Levee	272,804.32
In-Town Levees	287,824.97

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

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

Sincerely,

CASS COUNTY JOINT WATER RESOURCE DISTRICT

Carol Harbeke Lewis  
Secretary-Treasurer

Carol Harbeke Lewis  
Secretary-Treasurer

1201 Main Avenue West  
West Fargo, ND 58078-1301

Enclosures

701-298-2381  
FAX 701-298-2397  
[wrj@casscountynod.gov](mailto:wrj@casscountynod.gov)  
[casscountynod.gov](http://casscountynod.gov)

METRO FLOOD DIVERSION RIGHT OF ENTRY/LAND ACQUISITION COST SHARE INVOICES

Updated 2/1/18

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
12/19/2017				22,687.00	The Title Company	Robert and Maxine Nordick Replacement housing
12/20/2017				251,668.74	The Title Company	Property purchase - Timothy Marks
1/11/2018	12/22/2017	153815	100007	370.00	Ohnstad Twichell, P.C.	Legal-FM Diversion - Right of Entry
1/11/2018	12/22/2017	153822	130007	8,894.00	Ohnstad Twichell, P.C.	Legal-Diversion ROW Acquisition
1/11/2018	12/22/2017	153841	160007	4,602.00	Ohnstad Twichell, P.C.	Legal-Channel Phase I
1/11/2018	12/22/2017	153862	170007	1,449.50	Ohnstad Twichell, P.C.	Legal-Upstream Mitigation Area
1/11/2018	12/22/2017	153814	90007	1,036.00	Ohnstad Twichell, P.C.	Legal-Basin Project 2009
1/11/2018	12/22/2017	153839	160007	1,039.50	Ohnstad Twichell, P.C.	Legal-Basin Project 2009 - Inlet Structure
1/11/2018	12/21/2017	1577	2004	2,998.08	Houston-Moore Group	Engineering - Task Order 4 - Property acquisition services
1/11/2018	12/11/2017	69989	R12.00049	650.00	Ulteig Engineering	Task Order 2 - project mgmt, ROW services
1/11/2018	1/8/2018			6,504.81	Robert and Maxine Nordick	closing costs
1/11/2018	1/4/2018	850.04		175.32	Red River Valley Coop Power Assoc	Service to 16678 3rd St S
1/11/2018	1/2/2018	32937		114.95	EZ Open Garage Door	repair to 17449 50th St Hickson
1/11/2018	1/4/2018	4949		315.00	Superior Plumbing	New kitch faucet to 17449 50th St SE
1/19/2018	1/19/2018			831,853.08	The Title Company	Property purchase - Williams Land Holdings
1/30/2018	1/25/2018	1589	2001	140.00	Houston-Moore Group	Task Order 1 - ROE and Land Mgmt services
1/30/2018	12/31/2017	1578	2004	2,891.66	Houston-Moore Group	Task Order 4 - Property acquisition services
1/30/2018	1/25/2018	1590	2004	14,010.46	Houston-Moore Group	Task Order 4 - Property acquisition services
1/30/2018	1/3/2018	70461	R12.00049	2,118.52	Ulteig Engineering	Task Order 2 - project mgmt, ROW services
1/30/2018	01/17/18	986550		89.45	Dawson Insurance	additional liability for added properties
1/30/2018	1/11/2018	96694		312.38	Dean's Bulk Service	propane to 17449 50th St
1/30/2018	1/15/2018	1129748		92.09	Cass County Electric Cooperative	service to 5021 171 Ave SE
1/30/2018			21 statements	20,947.48	Cass County Treasurer	2017 tax on properties
1/30/2018	1/26/2018			2,500.00	Steve Brakke	Crop damage
1/30/2018	1/25/2018	13618		32.00	Cass Rural Water Users District	service to 5021 171 Ave SE
<b>Total</b>				<b>1,177,492.02</b>		

DIVERSION PROJECT ASSESSMENT DISTRICT (DPAC) INVOICES

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
1/11/2018	12/22/2017	153819	120007	5,106.00	Ohnstad Twichell, P.C.	Legal- Diversion Project, Assessment District
<b>Total</b>				<b>5,106.00</b>		

OXBOW-HICKSON-BAKKE RING LEVEE INVOICES

Invoice Paid	Invoice Date	Invoice No.	Purchase Order No.	Project No.	Amount	Vendor	Description
1/11/2018	12/22/2017	153824		140007	3,054.50	Ohnstad Twichell, P.C.	Legal-Oxbow-Hickson-Bakke Levee project
1/11/2018	12/18/2017				49,801.05	Midcontinent Communications	WP-43A underground utility placement
1/11/2018	12/18/2017				103,127.07	Midcontinent Communications	WP-43D Underground utility placement
1/11/2018	1/8/2018				4,014.00	Mike and Brenda Podolak	Moving costs
1/11/2018	1/8/2018				10,493.45	Mike and Brenda Podolak	closing costs
1/11/2018	1/8/2018				2,376.00	Aaction Movers	Storage fees
1/11/2018	1/8/2018				2,376.00	Aaction Movers	Storage fees
1/11/2018	1/8/2018				1,678.42	Chris and Sheri Champ	Miscellaneous moving costs
1/11/2018	1/8/2018				210.00	Chris and Sheri Champ	Miscellaneous costs
1/11/2018	12/14/2017	1140519			151.36	Cass County Electric Cooperative	Service to 829 Riverbend Rd
1/30/2018	01/11/18				1,000.00	Matt Mueller	return of deposit for rental
1/30/2018	01/17/18	986550			25.55	Dawson Insurance	additional liability for added properties
1/30/2018			59 statements		87,334.92	Cass County Treasurer	2017 tax on OHB properties
01/30/18	01/29/18				7,162.00	Todd & Debra Debates	Moving costs
<b>Total</b>				<b>272,804.32</b>			



OXBOW GOLF AND COUNTRY CLUB INVOICES

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
<b>Total</b>				<b>0.00</b>		

IN-TOWN LEVEES INVOICES

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
12/15/2017	11/8/2017			279,727.55	Fargo Public Schools	Relocation claims
1/11/2018	12/29/2017	574910189	51-0011925964-9	265.26	Xcel Energy	Service to 419 3rd St N-electric
1/11/2018	12/29/2017	574892404	51-0011925958-1	685.75	Xcel Energy	Service to 419 3rd St N-gas
1/30/2018			20 statements	6,947.81	Cass County Treasurer	2017 tax for In-Town Levee properties
1/30/2018				198.60	Fargo Public Schools	reimbursement for water payments to City of Fargo
<b>Total</b>				<b>287,824.97</b>		
<b>Grand Total</b>				<b>1,743,227.31</b>		

**OHNSTAD TWICHELL, P.C.**  
**Attorneys at Law**

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

15-1395 JTS Invoice # 154416

Flood Diversion Board  
 Bond Counsel Work - PPP

Date: February 7, 2018

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

**PROFESSIONAL SERVICES RENDERED**

	Hours		Hourly Rate	Totals
JTS	3	(2017)	\$300.00	\$900.00
JTS	38.8		\$310.00	\$12,028.00
CMM	5.5	(2017)	\$300.00	\$1,650.00
CMM	5.1		\$310.00	\$1,581.00
KJB	20.9	(2017)	\$265.00	\$5,538.50
KJB	15.4		\$285.00	\$4,389.00
TJL	45		\$250.00	\$11,250.00
LWC	0.2		\$200.00	\$40.00
LWC	1.3		\$225.00	\$292.50
MPS	5.2		\$200.00	\$1,040.00
AJM	1.8	(2017)	\$150.00	\$270.00
AJM	0.9		\$165.00	\$148.50
<b>Total Fees:</b>	<b>143.1</b>			<b>\$39,127.50</b>
Air Travel				\$699.60
Westlaw (max. charge \$500)				\$500.00
UPS				\$9.30
Photocopies				\$42.00
<b>Total Expenses:</b>				<b>\$1,250.90</b>
<b>Grand Total</b>				<b>\$40,378.40</b>

**2018 Hourly Rates**

JTS	John T. Shockley, Partner, Supervising Attorney	\$310.00
CMM	Christopher M. McShane, Partner	\$310.00
ADC	Andrew D. Cook, Partner	\$310.00
SNW	Sarah M. Wear, Partner	\$310.00
KJB	Katie J. Bertsch, Associate	\$285.00
TJL	Tyler J. Leverington, Associate	\$250.00
CBC	Calley B. Campbell, Associate	\$225.00
LWC	Lukas W. Croaker, Associate	\$225.00
MPS	Michael P. Sly, Associate	\$200.00
CAS	Carol A. Stillwell, Paralegal	\$165.00
JDR	Joshua D. Roaldson, Paralegal	\$165.00
AJM	Andrea J. Murphy, Paralegal	\$165.00

154416

## PROFESSIONAL SERVICES RENDERED

15-1395 JTS Invoice # 154073- Flood Diversion Board Bond Counsel Work - PPP		
FILE NUMBER	MATTER DESCRIPTION	INVOICE - TOTAL FEES
151395-1	General Topics (Includes General Governance Questions, Notices, etc.)	\$4,540.50
151395-3	P3 Procurement	\$5,704.00
151395-4	Public Finance Issues	\$93.00
151395-5	Consultant Contract Review/Development	\$3,515.00
151395-6	Support of External Litigation Counsel	\$1,364.00
151395-8	MNDNR Permit Issues	\$9,042.50
151395-11	Legislative Interface/Lobbying Support	\$213.00
151395-12	USACE Interface/Questions	\$731.50
151395-13	Third Party Utility MOU's	\$11,991.00
151395-14	ICS Issues	\$1,933.00
<b>TOTAL</b>		<b>\$39,127.50</b>

*Erik R. Johnson & Associates, Ltd.*  
*Attorneys at Law*

City of Fargo-Auditor's Office  
Attn: Kent Costin  
200 Third Street North  
Fargo, ND 58102

January 25, 2018  
Invoice No. 2623

RE: Metro Flood Project-General Legal Matters

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**For Legal Services Rendered Through January 25, 2018**

**INVOICE TOTAL**

Total for Current Legal Fees	\$1710.00
Total for Current Disbursements and Service Charges	\$
<b>Total for Current Invoice</b>	<b>\$1710.00</b>

**Summary of Account**

*Prior Balance Due	\$
Total Amount Due	\$1710.00

\*If payment has been submitted for prior balance due, please disregard.

We appreciate your business.

*505 Broadway Street North • Suite 206 • Fargo, ND 58102*  
*Phone: (701) 280-1901 • Fax: (701) 280-1902*

*Erik R. Johnson & Associates, Ltd*

*Attorneys at Law*

*Erik R. Johnson - Nancy J. Morris*

*505 Broadway - Suite 206*

*Fargo, ND 58102*

*(701) 280-1901*

*Invoice*

City of Fargo -- Auditor's Office

Attn: Kent Costin

200 North 3rd Street

Fargo, ND 58102

Date	1/25/2018
Invoice #	2623-

Description	Amount
METRO FLOOD PROJECT--GENERAL LEGAL SERVICES: Erik Johnson-Jan 1 thru Jan 25, 2018-itemization enclosed	1,035.00
Nancy J. Morris-Jan 1 thru Jan 25, 2018-itemization enclosed	675.00
<i>We appreciate your business.</i>	<b>TOTAL: \$1,710.00</b>



## Recommended Contracting Actions

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Date: February 22, 2018

Description	Company	Budget Estimate (\$)
<b><i>Construction Change Orders – Diversion Authority</i></b>		
<b>WP 43CD – OHB Ring Levee Phases C &amp; D</b> <b>Change Order 03</b> <ul style="list-style-type: none"> <li>• Add additional project components</li> <li>• Add price adjustment due to changed conditions</li> <li>• Relocate utility lines and stock piles to avoid construction conflicts</li> <li>• Add additional drainage grading</li> <li>• Add expedited freight charges</li> <li>• Add 6.5 days to Milestone 8</li> </ul>	Meyer Contracting	<b>\$38,822.49</b>
<b>Total</b>		<b>\$38,822.49</b>



**Technical Advisory Group Recommendation**

Meeting Date: 02/13/2018

**RECOMMENDATION FOR ACTION:**

The Technical Advisory Group has reviewed and recommends approval of the following Contract Action(s).

**SUMMARY OF CONTRACTING ACTION:**

Per the contract review and approval procedures that were adopted by the Diversion Authority on November 10, 2016, the Owner’s Program Management Consultant (PMC) or Engineer of Record (EOR) shall submit a construction Change Order request to the Technical Advisory Group. The Technical Advisory Group shall review the Change Order request during its next regular meeting after receiving the Change Order request, and make a recommendation as to approval or denial of the Change Order request.

The Owner’s Representative has prepared the following Contract Action(s):

Description	Budget Estimate (\$)
<b>WP-43CD: Meyer Contracting, Inc.</b>  <i>Change Order #03</i>	<b>\$38,822.49</b>
<ul style="list-style-type: none"> <li>• Add additional project components</li> <li>• Add price adjustment due to changed conditions</li> <li>• Relocate utility lines and stock piles to avoid construction conflicts</li> <li>• Add additional drainage grading</li> <li>• Add expedited freight charges</li> <li>• Add 6.5 days to Milestone 8</li> </ul>	

**Summary of Contracting History and Current Contract Action:**

The MFDA awarded the WP-43CD (OHB Ring Levee – Phases C and D) construction contract to Meyer Contracting, Inc. (Contractor) on July 13, 2017.

Since the start of construction, several contract change items have been identified and incorporated into Change Orders. Change Order No. 3 includes additional project components, price adjustment due to changed conditions, relocation of utility lines and stock piles to avoid construction conflicts, additional drainage grading, expedited freight charges, and a Milestone 8 contract time increase of 6.5 days.

Below is a summary of contracting history to date along with the current contracting action.

Original Agreement or Amendment	Budget (\$) Change	Original Project Cost	Revised Project Cost	Project Start	Project Completion	Comments
Original Contract	\$0.00	\$10,399,476.21		09-Aug-17	31-Oct-18	Contract Award to Meyer Consulting, Inc.

Original Agreement or Amendment	Budget (\$) Change	Original Project Cost	Revised Project Cost	Project Start	Project Completion	Comments
Change Order No. 1	\$7,383.47		\$10,406,859.68	09-Aug-17	31-Oct-18	Add heat-shrink sleeves, additional steel pipe bedding, backfill, and time.
Change Order No. 2	\$508,207.56		\$10,915,067.24	09-Aug-17	31-Oct-18	Incorporate WCD-001 and WCD-002; add additional borrow pit stripping; utility work; and a temporary access road.
Change Order No. 3	\$38,822.49		\$10,953,889.73	09-Aug-17	31-Oct-18	Add additional project components, changed conditions price adjustment, relocation of utility lines and stock piles, additional drainage grading, expedited freight charges, and 6.5 days to Milestone 8.

**Financial Considerations:**

Attached for your review and action is draft CO-03. The PMC and the EOR have reviewed CO-03 and feel the proposed costs and level of effort are reasonable. This change order increases the total Contract Price \$38,822.49. The change order consists of the following items:

1. Additional cathodic protection (COR 8000004): The as designed 16-inch diameter steel casing pipe under the 43CD levee included six (6) cathodic protection anodes and one test station on the south side of the levee, thus having the north three (3) anode test wires buried within the levee prism and conflicting with USACE levee standards.
  - a. To avoid burying these wires within the levee prism, the EOR’s RFI-058 response directed the Contractor to add a second test station on the north side of the casing pipe and connect the three (3) north anode test wires.
  - b. This work was done on a time and material basis and the EOR concurred with Contractor’s submittal.
  - c. This change adds Bid Item 0164, *CO-3: Additional cathodic protection*: lump sum quantity 1.0 LS at the Contract Unit Price of \$372.09 per LS for a price increase of \$372.09.
  
2. Unable to use Oxbow Drive reclaimed material (COR 9000002): The Contract Documents, Sheet CD301, showed an aggregate subsurface under the Oxbow Drive asphalt and the Contractor intended to reclaim the Oxbow Drive asphalt and aggregate for the base course. Due to the changed condition (lack of adequate existing aggregate base course on Oxbow Drive), this method could not be used. Reclaimed material from other project work features was then used as the aggregate base course.
  - a. The Contractor calculated the additional cost by comparing as-bid costs to as-constructed costs. The additional cost request equates to \$3.25/SY more than the unit price bid. With the increase, the total unit price of aggregate base course is \$6.25/SY.
  - b. This price is in-line with other regional contractor bids for aggregate base course and EOR concurred with Contractor’s submittal.



- c. This change adds Bid Item 0165, *CO-3: Additional aggregate base course*: lump sum quantity 1.0 LS at the Contract Unit Price of \$16,143.52 per LS for a price increase of \$16,143.52.
3. Temporary sanitary sewer bypass (COR 9000017): The project includes the permanent relocation of existing 6-inch and 8-inch diameter sanitary forcemains. The relocation of these sanitary lines was on the critical path of the project schedule and were required prior to completion of the Highway 81 embankment and paving. Due to a hurricane Harvey related casing pipe delivery delay, temporary sanitary sewer pipe and air relief valves were installed to move the active lines out of the Highway 81 embankment construction area and minimize delays.
  - a. The Contractor's original cost proposal for this change was \$32,062.65, and claimed the material delivery delay and additional temporary sewer costs were caused by an act of God and therefore should be reimbursed. The EOR felt the Contractor had control over the material order and delivery schedule and bore some responsibility. The negotiated amount of \$10,000.00 is approximately the cost of the additional material, about a third of the original cost proposal, and the EOR felt this was a reasonable cost share.
  - b. The EOR concurred with the final, negotiated price change of \$10,000.00.
  - c. The Contractor requested a Contract Time extension of four (4) days and these are included in the time extension change item below.
  - d. This change adds Bid Item 0166, *CO-3: Temporary sanitary sewer reroute*: lump sum quantity 1.0 LS at the Contract Unit Price of \$10,000.00 per LS for a price increase of \$10,000.00.
4. Relocate CRW line to avoid 54-inch RCP (COR 9000024): The project includes the installation of a 54-inch diameter Reinforced Concrete Pipe (RCP) storm sewer line parallel and east of Highway 81. The 54-inch RCP installation crosses under an existing 3-inch diameter Cass Rural Water (CRW) and it was assumed that there was adequate clearance between the two pipes. During installation of the 54-inch RCP pipe, it was discovered that the two pipes would conflict and that one would have to be moved.
  - a. The EOR discussed options with CRW to determine the best course of action. It was determined that relocating the 3" line above the 54" RCP would be the best option.
  - b. The EOR directed the Contractor to proceed with the CRW agreed upon plan.
  - c. The EOR agreed that this is a reimbursable cost and concurred with the Contractor's proposed costs.
  - d. The Contractor requested a Contract Time extension of one (1) day and this is included in the time extension change item below.
  - e. This change adds Bid Item 0167, *CO-3: Relocate 3-inch CRW water line*: unit rate quantity of 1.0 LS at the Contract Unit Price of \$5,052.38 per LS for a price increase of \$5,052.38.
5. Move topsoil stockpiles for CRW contractor (COR 9000028): The project includes relocation and replacement of 3-inch and 6-inch diameter water lines with a single, 8-inch diameter water line. This work, outside of the levee footprint, was done by a CRW contractor. When CRW's contractor mobilized to the site to install the new 8" water line, it was determined that the topsoil piles from the north pond excavation area conflicted with the pipe alignment and needed to be moved.
  - a. Since the installation of the pipe and the casing pipe were critical to completing the levee, the

- EOR directed the Contractor to relocate the topsoil piles to accommodate the CRW pipe installation.
- b. The EOR agreed that this is a reimbursable cost and concurred with the Contractor's proposed costs.
  - c. The Contractor requested a Contract Time extension of one (1) day and this is included in the time extension change item below.
  - d. This change adds Bid Item 0168, *CO-3: Move topsoil piles for CRW contractor*: unit rate quantity of 1.0 LS at the Contract Unit Price of \$3,558.72 per LS for a price increase of \$3,558.72.
6. Additional material cost for sanitary forcemain (COR 9000030): The project includes the installation of 2,700 lineal feet of 6-inch and 8-inch diameter PVC forcemain pipe, Unit Price Bid Items 132 and 133. The project required an additional 1,685 lineal feet of both the 6-inch and 8-inch PVC forcemain pipe. The Contractor was notified by their supplier that the additional pipe would cost more due to hurricane Harvey impacts, and requested a unit rate increase of \$0.29 per lineal foot (including 6.25% sales tax) for the additional 6-inch PVC pipe and \$0.60 per lineal foot (including 6.25% sales tax) for the additional 8-inch PVC pipe.
- a. The EOR agreed that this is a reimbursable cost, with the unit price increase, and recommended the Contractor be reimbursed for the additional material cost of the 1,685 lineal feet of 6-inch and 8-inch additional installed pipe.
    - i. The Contractor was paid at the bid price for the additional 1,685 LF of 6-inch and 8-inch PVC under bid items 132 and 133, and this will be accounted for at the end of the project with a final unit price quantity balancing change order.
  - b. This change adds the following bid items:
    - i. Bid Item 0169, *CO-3: Force Main - 6" PVC*: unit rate quantity of 1,685 LF at the Contract Unit Price of \$0.29 per LF for a price increase of \$488.65.
    - ii. Bid Item 0170, *CO-3: Force Main - 8" PVC*: unit rate quantity of 1,685 LF at the Contract Unit Price of \$0.60 per LF for a price increase of \$1,011.00.
7. Additional grading at Schnell and Oxbow Drive (COR 9000033): The project includes grading of the area outside the 43C levee such that it drains to the Red River. The Contractor completed the grading per the Contract Documents. The EOR inspected the work, and directed the Contractor to do additional grading to ensure proper drainage to the Red River.
- a. This work was done on a time and material basis and the EOR concurred with Contractor's submittal.
  - b. The Contractor requested a Contract Time extension of a half (0.5) day and this is included in the time extension change item below.
  - c. This change adds Bid Item 0171, *CO-3: Additional grading at Schnell and Oxbow Drive*: unit rate quantity of 1.0 LS at the Contract Unit Price of \$1,426.48 per LS for a price increase of \$1,426.48.
8. Subcontractor freight charges (COR 9000033): Due to an anticipated project shutdown on January 1, 2018, the EOR directed the Contractor on December 12, 2017 to expedite shipping and installation of a

sluice gate so that the project would have a controllable storm drain closure, should flood conditions be experienced in the spring of 2018. On December 19, 2017, it was determined that one gate was not sufficient to provide the desired level of protection and an attempt was made to cancel the expedited shipping. However, the sluice gate shipment was scheduled and the cost incurred.

- a. The EOR agreed that this is a reasonable cost and recommended payment.
  - b. This change adds Bid Item 0172, *CO-3: Additional sluice gate freight charge*: unit rate quantity of 1.0 LS at the Contract Unit Price of \$769.65 per LS for a price increase of \$769.65.
9. Time Extension: For four (4) of the change items in this change order, the Contractor has requested and the EOR agrees with and recommends the following Contract Time extension:
- a. Milestone 8 - All work, except Pump Station mechanical and electrical components and finishes; bituminous road wear course:
    - a. Add six and a half (6.5) days, extending the completion date to January 8, 2018.

This change amount of \$38,822.49 is included within the FY-2018 MFDA budget.

**ATTACHMENT(S):**

- 1. Draft Change Order No. 03 with unit price schedule and back-up documentation

**Submitted by:**

*John W. Glatzmaier*  
 \_\_\_\_\_  
 John Glatzmaier  
 CH2M  
 Metro Flood Diversion Project

February 13, 2018  
 \_\_\_\_\_  
 Date

\_\_\_\_\_  
 Nathan Boerboom, Diversion Authority Project  
 Manager  
 Concur: February 14, 2018 Non-Concur: \_\_\_\_\_

\_\_\_\_\_  
 Robert Zimmerman, Moorhead City Engineer  
 Concur: February 14, 2018 Non-Concur \_\_\_\_\_

\_\_\_\_\_  
 Mark Bittner, Fargo Director of Engineering  
 Concur: \_\_\_\_\_ Non-Concur: \_\_\_\_\_

\_\_\_\_\_  
 Jason Benson, Cass County Engineer  
 Concur: February 14, 2018 Non-Concur \_\_\_\_\_

\_\_\_\_\_  
 David Overbo, Clay County Engineer  
 Concur: February 14, 2018 Non-Concur: \_\_\_\_\_

\_\_\_\_\_  
 Jeff Ebsch, Assistant Cass County Engineer, Diversion  
 Authority Project Manager  
 Concur: February 13, 2018 Non-Concur \_\_\_\_\_