

Finance Committee Bills for September 2016

| Vendor | Description | | |
|---|---|----|--------------------------|
| Cass County Joint Water Resource District | Reimburse Diversion bills | \$ | 1,177,607.02 |
| Dorsey & Whitney LLP | Legal Services Rendered through July 31, 2016 | \$ | 82,348.34 |
| Erik Johnson & Associates, Ltd. | General Legal Matters through August 25, 2016 | \$ | 9,813.29 |
| Ohnstad Twichell, P.C. | Bond Counsel Work-PPP Research | \$ | 82,900.04 |
| Ohnstad Twichell, P.C. | 4th Street Pump Station Litigation | \$ | 38.88 |
| | | | <hr/> |
| Total Bills Received in August | | \$ | <hr/> 1,352,707.57 <hr/> |



Cass County
Joint Water
Resource
District

August 29, 2016

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

Mark Brodshaug
Chairman
West Fargo, North Dakota

Rodger Olson
Manager
Leonard, North Dakota

Dan Jacobson
Manager
West Fargo, North Dakota

Ken Lougheed
Manager
Gardner, North Dakota

Jacob Gust
Manager
Fargo, North Dakota

Greetings:

RE: Metro Flood Diversion Project
In-Town Levees Project
Oxbow-Hickson-Bakke Ring Levee Project
Oxbow Golf and Country Club Project

Enclosed please find copies of bills totaling \$1,177,607.02 regarding the above referenced projects. The breakdown is as follows:

| | |
|--------------------------------|--------------|
| Metro Flood Diversion | \$ 32,123.58 |
| In-Town Levees | 146,827.93 |
| Oxbow-Hickson-Bakke Ring Levee | 627,215.40 |
| Oxbow Golf and Country Club | 371,440.11 |

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
wrđ@casscountynđ.gov
casscountynđ.gov

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

Updated 8/29/16

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|--------------|--------------|-------------|-------------|----------|--------------------------|--|
| 8/25/2016 | 8/22/2016 | 144150 | 100007 | 2128.64 | Ohnstad Twichell, P.C. | Legal-Right of Entry |
| 8/25/2016 | 8/22/2016 | 144155 | 130007 | 18819.93 | Ohnstad Twichell, P.C. | Legal-Diversion ROW Acquisition |
| 8/25/2016 | 8/22/2016 | 144191 | 160007 | 1080.00 | Ohnstad Twichell, P.C. | Legal-MOU regarding drains |
| 8/25/2016 | 8/22/2016 | 144189 | 160007 | 144.00 | Ohnstad Twichell, P.C. | Legal - 1099 preparation |
| 8/25/2016 | 8/22/2016 | 144188 | 160007 | 2108.01 | Ohnstad Twichell, P.C. | Legal-Inlet Right of Entry |
| 8/25/2016 | 8/9/2016 | 695119 | 38810.00001 | 7,843.00 | Larkin Hoffman Attorneys | Legal-Stefonowicz - Sauvageau property |

Total 32,123.58

IN-TOWN LEVEES INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|--------------|--------------|-------------|-------------|-----------|-----------------------------|---|
| 8/11/2016 | 7/19/2016 | | | 1995.00 | Samuel Smith | final rental assistance |
| 08/25/16 | 05/24/16 | | | 1,216.00 | Erin and Elizabeth LaVenuta | partial residential moving costs |
| 08/25/16 | | | | 51,846.35 | Cass County Treasurer | 2015 tax and penalty on Howard Johnson property |
| 8/25/2016 | 8/22/2016 | 381075907 | 479407 | 91,770.58 | CH2M Hill | Land acquisition Mgmt services for July (78%) |

Total 146,827.93

DIVERSION PROJECT ASSESSMENT DISTRICT (DPAC) INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|--------------|--------------|-------------|-------------|--------|--------|-------------|
| Total 0.00 | | | | | | |

OXBOW-HICKSON-BAKKE RING LEEVE INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Purchase Order No. | Project No. | Amount | Vendor | Description |
|--------------|--------------|-------------|--------------------|-------------|------------|------------------------------------|--|
| 8/25/2016 | 8/22/2016 | 144158 | | 140007 | 10,134.00 | Ohnstad Twichell, P.C. | Legal-ROW |
| 8/25/2016 | 5/27/2016 | 44923 | | | 5,005.00 | Turfworks | weed control in Oxbow |
| | 08/02/16 | | | | 170,639.47 | The Title Company | Property purchase - Hakanson |
| | 8/2/2016 | | | | 350,184.95 | The Title Company | replacement property - Hakanson |
| 8/25/2016 | 8/19/2016 | | | | 4,400.00 | Joseph and Jolene Sauvageau | Construction costs |
| 8/25/2016 | 8/19/2016 | | | | 13.00 | Jon and Joan Rustvang | recording fees reimbursement |
| 8/25/2016 | 8/19/2016 | | | | 4,850.00 | Jon and Joan Rustvang | closing costs |
| 8/25/2016 | 8/19/2016 | | | | 5,768.50 | A-1 Services of Fargo-Moorhead Inc | moving costs for Rustvang |
| 8/11/2016 | 8/7/2016 | 3410 | | | 1,165.00 | Valley Green and Associates | mowing services on Oxbow properties - July 28th |
| 8/11/2016 | 8/7/2016 | 3411 | | | 350.00 | Valley Green and Associates | mowing services on Kaspari property 7/19 and 7/28 |
| 8/11/2016 | 8/7/2016 | 3421 | | | 925.00 | Valley Green and Associates | mowing services on Oxbow properties - July 19th |
| 8/11/2016 | 8/4/2016 | | | 15 invoices | 894.42 | Cass County Electric Cooperative | Service to various addresses |
| 8/25/2016 | 8/12/2016 | | | 3 invoices | 138.41 | Cass County Electric Cooperative | Service to various addresses |
| 8/25/2016 | 8/22/2016 | 381075907 | | 479407 | 25,884.01 | CH2M Hill | Land acquisition Mgmt services for July (22%) |
| 8/25/2016 | 8/22/2016 | 381075908 | | 479407 | 6,700.00 | CH2MHill | Construction Management |
| 8/24/2016 | 6/30/2016 | 17190 | | 2830-00 | 21,313.00 | ProSource Technologies, LLC | Acquisition, relocation, file closure & constr draws-Jun |
| 8/25/2016 | 7/31/2016 | 17258 | | 2830-00 | 16,690.37 | ProSource Technologies, LLC | Acquisition, relocation, file closure & constr draws-Jul |
| 8/11/2016 | 8/6/2016 | 5388 | | | 1,001.16 | Sentry Security, Inc. | Security patrol services |
| 8/25/2016 | 8/20/2016 | 5419 | | | 1,159.11 | Sentry Security, Inc. | Security patrol services |

Total 627,215.40

OXBOW GOLF AND COUNTRY CLUB INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|--------------|--------------|-------------|-------------|------------|-----------------------------|--|
| 8/11/2016 | 8/2/2016 | 15 | 1470 | 370,067.72 | Oxbow Golf and Country Club | Landscapes Unlimited - construction of golf course |
| 8/11/2016 | 8/6/2016 | | | 1,372.39 | Oxbow Golf and Country Club | Architectural expenditures |

Total 371,440.11

Grand Total 1,177,607.02



MINNEAPOLIS OFFICE
612-340-2600

(Tax Identification No. 41-0223337)

STATEMENT OF ACCOUNT FOR PROFESSIONAL SERVICES

Fargo-Moorhead Flood Diversion Bd of Authority
c/o Erik R. Johnson & Associates, Ltd.
Attn: Erik Johnson
505 Broadway, Suite 206
Fargo, ND 58102

August 26, 2016
Invoice No. 3299388

Client-Matter No.: 491379-00001
Red River Diversion Project

For Legal Services Rendered Through July 31, 2016

INVOICE TOTAL

| | |
|---|--------------------|
| Total For Current Legal Fees | \$82,213.00 |
| Total For Current Disbursements and Service Charges | \$135.34 |
| Total For Current Invoice | \$82,348.34 |

For your convenience, please remit payment to the address below or we offer the option of remitting payment electronically by wire transfer. If you have any questions regarding this information, please contact the lawyer you are working with on this project or Dorsey's Accounts Receivable Department at 1-800-861-0760. Thank you.

Mailing Instructions:
Dorsey & Whitney LLP
P.O. Box 1480
Minneapolis, MN 55480-1680

Wire Instructions:
U.S. Bank National Association
800 Nicollet Mall
Minneapolis, MN 55402

(This account is only for Wire/ACH payments)
ABA Routing Number: 091000022
Account Number: 1047-8339-8282
Swift Code: USBKUS44IMT

Please make reference to the invoice number

Service charges are based on rates established by Dorsey & Whitney. A schedule of those rates has been provided and is available upon request. Disbursements and service charges, which either have not been received or processed, will appear on a later statement.

ALL INVOICES ARE DUE 30 DAYS FROM DATE OF INVOICE UNLESS OTHERWISE EXPRESSLY AGREED BY DORSEY & WHITNEY

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

STATEMENT OF ACCOUNT FOR PROFESSIONAL SERVICES

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

August 25, 2016
Invoice No. 2467

RE: Metro Flood Project-General Legal Matters

For Legal Services Rendered Through August 25, 2016

INVOICE TOTAL

| | |
|---|-------------------|
| Total for Current Legal Fees | \$9,613.20 |
| Total for Current Disbursements and Service Charges | \$200.09 |
| Total for Current Invoice | \$9,813.29 |

Summary of Account

| | |
|--------------------|------------|
| *Prior Balance Due | \$ |
| Total Amount Due | \$9,813.29 |

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

We appreciate your business.

OHNSTAD TWICHELL, P.C.
ATTORNEYS AT LAW

901 13TH AVENUE EAST, P.O. BOX 458
 WEST FARGO, ND 58078-0458
 (701) 282-3249

15-1395 JTS Invoice # 144527
 Flood Diversion Board
 Bond Counsel Work – PPP

16-0559 RGH Invoice #144313
 Metro Flood Diversion Authority
 4th Street Pump Station Litigation

To: Flood Diversion Board
 PO Box 2806
 Fargo, ND 58108-2806

DATE: September 6, 2016

AMOUNT REMITTED \$ _____

Please detach. Return upper portion with your payment.
 Payments received after the statement date will be reflected on next month's statement. Thank you.

PROFESSIONAL SERVICES RENDERED

15-1395 JTS Invoice #144527 Flood Diversion Board Bond Counsel Work – PPP Research 1

| Attorney | Hours | Rate | Fees |
|-------------------------|---------------|----------|--------------------|
| JTS (7 hours N/C) | 136.40 | \$290.00 | \$37,526.00 |
| CMM | 6 | \$290.00 | \$1,740.00 |
| KJB | 114.50 | \$225.00 | \$25,762.50 |
| TJL | 31.60 | \$175.00 | \$5,530.00 |
| CBC (17.40 hours N/C) | 19.50 | \$150.00 | \$315.00 |
| CAS | .40 | \$150.00 | \$60.00 |
| AJM | 87.40 | \$125.00 | \$10,925.00 |
| Total | 395.80 | | \$81,858.50 |
| Expenses: | | | |
| AT & T Conference Calls | | | \$39.34 |
| Travel Expenses | | | \$1,002.20 |
| Grand Total | | | \$82,900.04 |

* Drafting of documents and work streams related to financing, P3, and joint powers agreements.

| | Hourly Rate |
|---|-------------|
| JTS - John T. Shockley, Partner, Supervising Attorney | \$290.00 |
| CMM - Christopher M. McShane, Partner | \$290.00 |
| KJB - Katie J. Bertsch, Associate | \$225.00 |
| TJL – Tyler J. Leverington, Associate | \$175.00 |
| CBC – Calley B. Campbell, Associate | \$150.00 |
| CAS – Carol A. Stillwell, Paralegal | \$150.00 |
| AJM - Andrea J. Murphy, Paralegal | \$125.00 |

16-0559 RGH Invoice # 144313 Metro Flood Diversion Authority 4th Street Pump Station Litigation

| | |
|--------------------|----------------|
| Travel | \$38.88 |
| Grand Total | \$38.88 |