**METRO FLOOD DIVERSION AUTHORITY**
**Thursday, March 23, 2017**
**3:30 PM**
Fargo City Commission Room
Fargo City Hall
200 3rd Street North

| | | | |
|---|---|---|---|
| 1. | Call to order | | |
| 2. | Approve minutes from previous meeting | Item 2. | Action |
| 3. | Approve order of agenda | | Action |
| 4. | Management | | Information |
| | a. PMC report | | |
| 5. | Administrative/Legal | | Information/action |
| | a. MetroCOG cost reimbursement agreement | Item 5a. | |
| | b. Lidar flight invoice | Item 5b. | |
| 6. | Public Outreach | | Information |
| | a. Committee report | | |
| | b. Business Leaders Task Force update | | |
| 7. | Land Management | | Information |
| | a. Committee report | | |
| | b. Draft Land Acquisition Status Report | Item 7b. | |
| 8. | Finance | | Information/action |
| | a. Committee report | Item 8a. | |
| | b. USACE Funds Request 002 | Item 8b. | |
| | c. Voucher approval | Item 8c. | |
| | d. Recommended contracting actions | Item 8d. | |
| 9. | Other Business | | |
| 10. | Next Meeting – April 27, 2017 | | |
| 11. | Adjournment | | |

cc: Local Media

# METRO FLOOD DIVERSION AUTHORITY
# FEBRUARY 23, 2017—3:30 PM

## 1. MEETING TO ORDER

A meeting of the Metro Flood Diversion Authority was held Thursday, February 23, 2017, at 3:30 PM in the Fargo City Commission Room with the following members present: Fargo City Mayor Tim Mahoney via conference call; Fargo City Commissioner Tony Grindberg; Fargo City Commissioner John Strand; Cass County Commission representative Darrell Vanyo via conference call; Cass County Commissioner Chad M. Peterson; Cass County Commissioner Rick Steen; 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; Cass County Joint Water Resource District Manager Mark Brodshaug; and West Fargo City Commissioner Mike Thorstad.

## 2. MINUTES APPROVED

***MOTION, passed***

**Mr. Weyland moved and Mr. Campbell seconded to approve the minutes from the January 26, 2017, meeting as presented. Motion carried.**

## 3. AGENDA ORDER

***MOTION, passed***

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

## 4. MANAGEMENT UPDATE

*Program management consultant (PMC) report*

Randy Richardson from CH2M provided an update on activities over the last month including the first one-on-one meeting with the Public Private Partnership (P3) proposers; first round of Oxbow home removals; meeting with North Dakota Governor Doug Burgum and North Dakota legislators; first meeting of the MN DNR working group; and continued Phase 1 land acquisition and opportunistic land acquisitions.

Priority areas for the next month will be meeting with Minnesota legislative leaders; preparation for the next one-on-one meeting with P3 proposers; continued Phase 1 and opportunistic land acquisitions; initiation of Phase 2 land acquisitions; and increased outreach efforts focusing on social media.

Ty Smith from CH2M provided a construction update on the 4th Street North pump station generator building and Oxbow home demolition and relocation project.

## 5. ADMINISTRATIVE/LEGAL UPDATE

*Houston-Moore Group (HMG) – Resolution Amending Master Services Agreement*

Attorney John Shockley said Houston-Moore Group (HMG) is the designer of record for the project. He said negotiations continue on an amended Master Services Agreement, so the request today is to approve a 30-day extension of the current contract.

***MOTION, passed***

**Mr. Grindberg moved and Ms. Williams seconded to approve a Resolution Approving Amendment No. 1 to the Agreement between the Metro Flood Diversion Authority and Houston-Moore Group LLC for Professional Services extending the term of agreement. On roll call vote, the motion carried unanimously.**

*Executive Director – Professional Services Agreement*

Michael Redlinger, Assistant Fargo City Administrator and Co-Executive Director, said a committee made up of him, Darrell Vanyo, John Shockley and Brian Berg reviewed proposals from firms for the recruitment and screening process for the Executive Director position. The committee considered companies with public, private and non-profit experience and recommend hiring CPS HR Consulting, Inc. at a cost not to exceed $26,500. CPS has experience with P3 projects. He said Fox Lawson, salary consultant for Cass County, has agreed to review the job description at a cost of $500.

Mr. Grindberg questions what skill set is needed for the position and believes there will be quality candidates found locally. He thinks the Diversion Authority will achieve the same results without hiring a firm.

Mr. Strand would be willing to consider hiring a firm if for some reason the Diversion Authority did not receive a pool of experienced candidates through advertising using city and county resources.

Mr. Peterson is struggling with the cost since he believes the Diversion Authority will receive a quality pool of local candidates and will also draw interest from people nationally without hiring a firm.

Ms. Williams said the position will require special skills considering the size of the project and will need someone with an engineering degree and broad experience. She supports hiring the firm to assist with the process.

Mr. Vanyo thanked Mr. Redlinger for his work and said this firm may serve as an avenue to obtain a larger pool of candidates for the Executive Director position.

***MOTION, passed***

**Mr. Brodshaug moved and Mr. Weyland seconded to approve the professional services agreement with CPS HR Consulting, Inc. in an amount not to exceed $26,500. Discussion: Mr. Brodshaug said this service will act as a supplement to local recruitment channels. Mr. Campbell supports the motion and believes the cost is worthwhile. Mr. Hendrickson believes the cost is a good investment for the Diversion Authority. On roll call vote, the motion carried with Mr. Brodshaug, Mr. Weyland, Mr. Mahoney, Mr. Vanyo, Mr. Steen, Mr. Campbell, Ms. Williams, Mr. Hendrickson, Mr. Paulsen, and Mr. Thorstad voting "Yes"; and Mr. Strand, Mr. Grindberg and Mr. Peterson voting "No".**

## 6. PUBLIC OUTREACH UPDATE

*Committee report*

The Public Outreach Committee met on February 22nd. Rocky Schneider from AE2S provided a handout which includes information on the e-newsletter activity and website traffic. He said the newsletter continues to see steady growth in subscribers. The website has also experienced an increase in views. He said strategy meetings will be held to work on the social media plan.

*Business Leaders Task Force*

Mark Nisbet said the chamber hosted "Chamber Day" with the governor and state legislators in Bismarck on Thursday, February 9th. Staff received positive feedback about the event.

## 7. LAND MANAGEMENT

The Land Management Committee met on February 22nd. Mr. Brodshaug said the committee received an update on property acquisitions; approved two land acquisition directives for Phase 2 properties; discussed Oxbow home demolitions and relocations; and discussed access letters sent to landowners of 400 parcels to conduct biotic and geomorphic evaluations to develop a baseline for environmental purposes as part of the mitigation plan.

## 8. FINANCE UPDATE

*Committee report*

The Finance Committee met on February 22nd. Mr. Grindberg said the committee discussed land acquisitions, the extension of the HMG contract, and recruitment agreement for the Executive Director position.

*Voucher approval*

The bills for the month are with Ohnstad Twichell, P.C. for legal services, Dorsey & Whitney for Legal Services, Cass County Joint Water Resource District (CCJWRD) for costs associated with the Metro Flood Diversion, in-town levees, Diversion Project Assessment District, OHB levee, and Oxbow Country Club golf course construction; and Erik R. Johnson & Associates, Ltd. for legal services.

***MOTION, passed***

**Mr. Weyland moved and Mr. Hendrickson seconded to approve the vouchers received through February 15, 2017, in the amount of $2,587,701.30. On roll call vote, the motion carried unanimously.**

*Recommended Contracting Actions*

Construction Change Order

Ty Smith from CH2M discussed the following Change Order, which was reviewed and approved by the Technical Team and Finance Committee:

- Landwehr Construction, Inc. Change Order 4 (Demolition/Renovation of Howard Johnson Hotel, Old Shakey's Pizza, Fargo Public Schools)—asbestos removal of insulated fittings in the amount of $5,744.23.

***MOTION, passed***

**Mr. Grindberg moved and Mr. Steen seconded to approve the appropriation of funds for the outlined Change Order. On roll call vote, the motion carried unanimously.**

## 9. OTHER BUSINESS

Mr. Shockley said RFPs for the P3 procurement include bid procedures and a waiver of cancellation and reimbursement agreement. The Finance Committee discussed this issue, which would provide a reimbursement fee to the P3 proposers if the project is cancelled. He will bring a recommendation to the board at a later date.

## 10. NEXT MEETING DATE

The next meeting will be held on Thursday, March 9, 2017.

## 11. ADJOURNMENT

***MOTION, passed***

**On motion by Mr. Steen, seconded by Mr. Hendrickson, and all voting in favor, the meeting was adjourned at 4:25 PM.**

Minutes prepared by Heather Worden, Cass County Administrative Assistant

Item 5a.

# COST REIMBURSEMENT AGREEMENT

**BY AND BETWEEN**

**METRO FLOOD DIVERSION AUTHORITY**
**as Diversion Authority**

**and**

**FARGO-MOORHEAD METROPOLITAN COUNCIL OF GOVERNMENTS**
**as Metro COG**

**Related to:**

**2017 Digital Ortho Aerial Photography, LiDAR Contour Mapping and Planimetric Updates and future similar services.**

**Approved by the Diversion Authority Board on March 23, 2017**

This instrument was drafted by:
John T. Shockley
Ohnstad Twichell, P.C.
P.O. Box 458
West Fargo, ND 58078-0458

**COST REIMBURSEMENT AGREEMENT**

THIS AGREEMENT (the "Agreement") is made and entered into as of the date of the last signature below (the "Effective Date"), by and between the Metro Flood Diversion Authority ("Diversion Authority") and the Fargo-Moorhead Metropolitan Council of Governments ("Metro COG").

WHEREAS, every two to three years a multi-jurisdictional project occurs to update digital aerial orthophotography, contour mapping derived from LiDAR, and planimetrics (the "Project") for the greater Fargo-Moorhead Metropolitan area; and

WHEREAS, the municipalities and counties in the greater Fargo-Moorhead Metropolitan area share the costs of the Project based on the amount of work performed in each municipality and county and each provides local funds, in some cases as a match to federal funds, if available for the Project; and

WHEREAS, as part of the Fargo-Moorhead Metro Diversion Project, studies of the biological and geological environment within and near the Diversion Project are necessary to be completed before and after the Diversion Project is completed; in order to properly complete these studies the Diversion Authority needs to collect the digital aerial orthophotography, contour mapping and planimetrics that is collected under Metro COG's Project.

WHEREAS, Metro COG has historically been the Project Manager for the Project by issuing an RFP, selecting and contracting with a consultant to perform the Project work (the "Consultant"), receiving the federal and local funds, overseeing payments to the Consultant and distributing the work product to the local governmental entities, all under an agreement between Metro COG and the Consultant (the "Project Contract"); and

WHEREAS, due to the RFP process that occurs with each Project, the Consultant and the Project Contract terms may vary with each Project; and

WHEREAS, the Diversion Authority desires to participate and receive Project documents pursuant to each Project Contract and has previously agreed to provide reimbursement payments of non-federal funds to Metro COG for the Consultant's services; and

WHEREAS, the parties desire to enter into this Agreement to set forth terms for which the Diversion Authority will provide reimbursement for the 2017 Project and future Projects anticipated to be completed approximately every three (3) years, commencing on the Effective Date, and in an effort to make the Diversion Authority approval process more efficient for future Projects.

NOW THEREFORE, it is agreed by and between the parties as follows:

1. PROJECT SERVICES. The Consultant will perform the Project work according to the Project Contract. Metro COG will act as the project manager and intermediary to the Diversion Authority by overseeing the Consultant and Project Contract. In the event that Metro COG is not the party contracting with a Consultant for the Project, this Agreement may be terminated pursuant to Section 10 of this Agreement.

2. COMPENSATION. Metro COG will provide an estimated cost and provide an invoice to the Diversion Authority prior to work on each Project being commenced. The Diversion Authority acknowledges and agrees that the invoice must be paid to Metro COG after execution of contract with Consultant and prior to issuance of first invoice from Consultant. The local cost share amount of the Diversion Authority for the 2017 Project has been calculated to be approximately $238,030.07. The compensation for each Project will be paid from the Diversion Authority to Metro COG according to Section 9 of this Agreement.

3. DELIVERABLES. The Diversion Authority will receive Project documents in accordance with deadlines and formats and set forth in each Project Contract. Metro COG agrees to provide the Diversion Authority with any Project documents within fifteen (15) days of Metro COG's receipt of final documents from Consultant.

4. PROJECT DOCUMENT USE AND OWNERSHIP. The use and ownership of documents produced by each Project shall be governed by the terms of the corresponding Project Contract.

5. PROJECT SCHEDULE. The Project is anticipated to recur every three (3) years. The Project work is generally completed during the spring of a Project year and work product is delivered to Metro COG by the end of the Project year. Metro COG will coordinate with the Diversion Authority the year immediately prior to the Project year to determine the area the Diversion Authority would like collected under the upcoming Project. Metro COG will provide a Project cost estimate to the Diversion Authority during the fall in the year immediately prior to the Project year, so the Diversion Authority may include Project costs in its budget for the following year.

6. TERM. The term of this Agreement shall begin on the Effective Date of this Agreement and continue through December 31, 2029.

7. EXTENSION OF TERM. The parties shall have the right to extend this Agreement for such additional period as determined by both parties. Any extension shall be in writing pursuant to the modification terms of this Agreement.

8. NO REIMBURSEMENT OF EXPENSES. The Diversion Authority will not be responsible for reimbursing Metro COG for any expenses incurred by Metro COG in Consultant procurement and contracting. The Diversion Authority will be responsible for payments to Metro COG as described in this Agreement.

9. INVOICING AND PAYMENT.

   A. Prior to the Diversion Authority's budget being finalized, Metro COG will provide an estimated Project cost to the Diversion Authority. The estimated cost must be received by the Diversion Authority by or before September 15th in the year prior to the Project, to be included in the Diversion Authority's budget for the following year.

   B. After Metro COG has determined or received the actual Project cost attributable to the Diversion Authority, Metro COG will submit an invoice to the Diversion Authority prior to the Project work being completed. The parties acknowledge and agree that

Metro COG requires payment from all participating entities prior to Metro COG commencing work pursuant to this Agreement.

C. Metro COG must submit a copy of each invoice to:

NBoerboom@cityoffargo.com

OR

Nathan Boerboom, Division Engineer
Metro Flood Diversion Authority
c/o City of Fargo
200 3rd St. N
Fargo, ND 58102

D. Metro COG's invoice must clearly indicate fees incurred for the current Project period and include at least the following information:
(1) Metro COG's name and address;
(2) Metro COG's federal employer identification number;
(3) Name of the matter and number of the file; and
(4) Unique invoice number.

E. The invoice for each Project will be paid to Metro COG within thirty (30) days of the Diversion Authority's receipt of an invoice from Metro COG.

10. TERMINATION.

A. This Agreement is not terminable at will if Metro COG has entered into a contemplated Project Contract with Consultant and/or Metro COG chooses to proceed with Project Contract related to or arising out of the Project.

B. Either party may terminate this Agreement upon fourteen (14) days' written notice, in whole or in part, if:
(1) The Diversion Authority determines that having Metro COG provide services has become infeasible due to changes in applicable laws or regulations, or
(2) Except as set forth in subsection A of this Section, expected or actual funding to compensate Metro COG is withdrawn, reduced, or limited.

C. During any year of this Agreement in which a Project is not ongoing, either party may terminate this Agreement, in whole or in part, for any or no reason upon ninety (90) days' written notice.

D. In the event a federal or state tax or employment agency concludes that an independent contractor relationship does not exist, either Metro COG or the Diversion Authority may terminate this Agreement immediately upon written notice.

E. Upon receipt of any termination notice given pursuant to subsection B and/or C of this Section from the Diversion Authority, Metro COG must promptly discontinue all affected services unless the notice specifies otherwise. Metro COG must deliver all

Project documents and materials to the Diversion Authority within seven (7) days of the Metro COG's receipt of any termination notice.

F. Upon the end date of the Agreement, which is the later of the date when this Agreement as a whole expires or is terminated pursuant to its terms:
   (1) The Diversion Authority will be released from compensating Metro COG for services other than those performed in accordance with this Agreement.
   (2) Metro COG will be released from performing services, except for services in any non-terminated portion of the Agreement.

G. All rights and duties with respect to services performed prior to the expiration or termination of this Agreement, and continuing obligations specified in this Agreement to be performed following expiration or termination of this Agreement, will survive the expiration or termination of this Agreement.

11. NOTICE. Any notice or election required or permitted to be given or served by any party to this Agreement upon any other will be deemed given or served in accordance with the provisions of this Agreement if said notice or election is (i) delivered personally, or (ii) mailed by United States certified mail, return receipt requested, postage prepaid and in any case properly addressed as follows:

| | |
|---|---|
| If to Metro COG: | Attn: Chair, Metro COG Policy Board<br>F-M Metropolitan Council of Governments<br>1 2nd St. N, Suite 232<br>Fargo, ND 58102 |
| If to Diversion Authority: | Attn: Chair<br>Metro Flood Diversion Authority<br>P.O. Box 2806<br>Fargo, ND 58108 |

Each such mailed notice or communication will be deemed to have been given on the date the same is deposited in the United States mail. Each such delivered notice or communication will be deemed to have been given upon the delivery. Any party may change its address for service of notice in the manner specified in this Agreement.

12. PROHIBITION AGAINST ASSIGNMENT. Except as otherwise expressly provided in this Agreement, Metro COG agrees on behalf of itself, its officers and partners and the personal representatives of the same, and any other person or persons claiming any benefits under Metro COG by virtue of this Agreement, that this Agreement and the rights, interests, and benefits hereunder shall not be assigned, transferred, pledged or hypothecated in any way by Metro COG or by any other person claiming under it by virtue of this Agreement, and shall not be subject to execution, attachment or similar process. Any attempt at assignment, transfer, or of pledge or hypothecation or other disposition of this Agreement or of such rights, interests, and benefits contrary to the foregoing provisions or the levy of any attachment or similar process shall be null and void and without affect.

13. MODIFICATION. This Agreement contains the entire understanding of the parties. It may not be changed orally, but only upon an agreement in writing approved by both parties' governing bodies. It may be modified as to terms and conditions from time to time upon the mutual consent of the parties; however, such modification shall be reduced to writing, signed by the parties and the document appended to and made a part of this Agreement.

14. WAIVER. A party's waiver of enforcement of any of this Agreement's terms or conditions will be effective only if it is in writing. A party's specific waiver will not constitute a waiver by that party of any earlier, concurrent, or later breach or default.

15. BINDING EFFECT. This Agreement shall be binding upon and inure to the benefit of the Diversion Authority, its successors and assigns, and any such successor shall be deemed substituted for the Diversion Authority under the terms of this Agreement. This Agreement shall likewise be binding upon Metro COG, its successors and assigns. As used in this Agreement, the term "successor" shall include any person, firm, corporation or other business entity which at any time whether by merger, purchase or otherwise acquires all or substantially all of the assets or business of the corporation.

16. NEGOTIATED AGREEMENT. This Agreement has been arrived at through negotiation between the parties.

17. SEVERABILITY. If any court of competent jurisdiction declares any provision or part of this Agreement to be invalid or unenforceable, all remaining terms and provisions of this Agreement will remain binding and enforceable.

18. CONTROLLING LAW AND VENUE. This Agreement shall be controlled by the laws of the State of North Dakota, and any action brought as a result of any claim, demand or cause of action arising under the terms of this Agreement shall be brought in an appropriate venue in the State of North Dakota.

19. COUNTERPARTS. This Agreement may be executed in two or more counterparts, each of which together shall be deemed an original, but all of which together shall constitute one and the same instrument. In the event that any signature is delivered by facsimile transmission or by e-mail delivery of a ".pdf" format data file, such signature shall create a valid and binding obligation of the party executing (or on whose behalf such signature is executed) with the same force and effect as if such facsimile or ".pdf" signature page were an original thereof.

*[Signatures included on the following pages.]*

DIVERSION AUTHORITY:

Metro Flood Diversion Authority

By:_____ Date signed:_____
Timothy J. Mahoney, Chair

By:_____ Date signed:_____
Michael Redlinger, Co-Deputy Executive Director

METRO COG:

Fargo-Moorhead Metropolitan Council of Governments

By:_____ Date signed:_____
Brenda Elmer, Chair, Metro COG Policy Board

By:_____ Date signed:_____
William Christian, Metro COG Policy Board Secretary

**Fargo-Moorhead Metropolitan Council of Governments**
701.232.3242 • FAX 701.232.5043 • Case Plaza Suite 232 • One 2nd Street North • Fargo, North Dakota 58102-4807
Email: metrocog@fmmetrocog.org http://www.fmmetrocog.org

# Invoice

Invoice Number: 746
Invoice Date: 02/14/2017
Due Date: 03/14/2017

**Contact:**
City of Fargo
Attn: Nathan Boerboom
200 3 St N
Fargo, ND 58102

**Metro COG Contact:**
Dave Burns
701.232.3242 ext. 36
burns@fmmetrocog.org

**Bill to:**
City of Fargo
Attn: Nathan Boerboom
200 3 St N
Fargo, ND 58102

**Ship to (if different address):**

| Unit No. | Description | Qty | Amount |
|---|---|---|---|
| Project 2016-004 | 2017 Aerial Collection: Aerial Ortho Imagery (CPG Eligible portion) | 1 | $21,387.15 |
| Project 2016-004 | 2017 Aerial Collection: Aerial Ortho Imagery (non-CPG Eligible portion) | 1 | $24,047.46 |
| Project 2016-004 | 2017 Aerial Collection: LiDAR/Elevation/Contour Mapping (CPG Eligible portion) | 1 | $50,782.49 |
| Project 2016-004 | 2017 Aerial Collection: LiDAR/Elevation/Contour Mapping (non-CPG Eligible portion) | 1 | $57,099.23 |
| Project 2016-004 | 2017 Aerial Collection: Planimetric Compilation Updates **(Not CPG Eligible)** | 1 | $84,713.74 |
| Project 2016-004 | 2017 Aerial Collection: Impervious Surface Polygons **(Not CPG Eligible)** | 0 | $0.00 |

| | |
|---|---|
| **Subtotal** | $238,030.07 |
| **Shipping** | - |
| **Tax Rate** | - |
| **Tax** | - |
| **Total Due** | **$238,030.07** |

**Please send your remittance to:**

**F-M METRO COG**
**CASE PLAZA**
**ONE 2ND STREET NORTH, SUITE 232**
**FARGO ND 58102-4807**

Georgetown
Argusville
Clay County
Harwood
81
North River
20
Reiles Acres
Fargo
11
Mapleton
West Fargo
10
94
Dilworth
10
Glyndon
Moorhead
Cass County
52
Prairie Rose
Frontier
Briarwood
Sabin
Horace
Davenport
36
Oxbow
Comstock
Kindred
46
29
Richland County
Wilkin County
Christine
Wolverton
Walcott
2

Any reliance upon this map is at user's own risk. AE2S does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use.
Date: 3/15/2017 | Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet

**STATUS**
- Impacted Parcel
- Appraisal Pending
- In Negotiation
- Purchase Agreement Signed
- Acquired; Easement Secured
- Condemnation for Acquisition

0 1.75 3.5 Miles

# Property Acquisition Status Report

3/15/2017

FM AREA DIVERSION PROJECT

AE2S
Advanced Engineering and Environmental Services, Inc.

C:\Projects\FM Area Diversion\Projects\Land Acquisition\Project Work Package\!Project Wide\Overall LA Maps\PropertyStatusReport_OverallStatus11x17.mxd | Edited by: cwickenheiser

**FM Metropolitan Area Flood Risk Management Project**
**Fiscal Accountability Report Design Phase (Fund 790)**
**As of 2/24/2017**

| | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | Cumulative Totals |
|---|---|---|---|---|---|---|---|---|
| **Revenues** | | | | | | | | |
| City of Fargo | 443,138 | 7,652,681 | 7,072,961 | 19,373,131 | 28,310,373 | 35,212,877 | 2,426,573 | 100,491,734 |
| Cass County | 443,138 | 7,652,681 | 7,072,961 | 19,373,131 | 28,310,373 | 111,715,540 | 2,232,633 | 176,800,457 |
| State Water Commission | | | 3,782,215 | 602,918 | 31,056,740 | 101,436,302 | 4,008,385 | 140,886,560 |
| Other Agencies | 98,475 | 1,700,595 | 1,571,769 | 4,305,140 | 6,291,194 | (13,260,368) | - | 706,805 |
| Reimbursements | | | | | | 33,880 | - | 33,880 |
| Lease/Rental Payments | | | 17,358 | 154,180 | 180,341 | 260,806 | 4,500 | 617,185 |
| Asset Sales | | | | 616,774 | 315,892 | 175,190 | - | 1,107,856 |
| Miscellaneous | | | 226 | 626 | 427 | | - | 1,279 |
| **Total Revenues** | **984,751** | **17,005,957** | **19,517,490** | **44,425,900** | **94,465,340** | **235,574,227** | **8,672,091** | **420,645,755** |
| **Expenditures** | | | | | | | | |
| 7905 Army Corp Payments | - | - | 875,000 | 1,050,000 | 2,725,000 | 47,279,000 | - | 51,929,000 |
| 7910 WIK - Administration | 107,301 | 331,321 | 77,614 | 169,019 | 282,227 | 545,555 | 54,421 | 1,567,458 |
| 7915 WIK - Project Design | 149,632 | 5,366,147 | 3,220,859 | 9,118,723 | 4,660,226 | 2,719,505 | 231,522 | 25,466,614 |
| 7920 WIK - Project Management | 679,037 | 7,223,650 | 4,695,477 | 3,579,339 | 4,500,955 | 8,464,392 | 1,363,463 | 30,506,313 |
| 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 | 3,232,475 | 129,566,779 |
| 7931 LERRDS - Minnesota | | 27,996 | 287,907 | 13,068 | 32,452 | 1,815,566 | | 2,176,989 |
| 7940 WIK Mitigation - North Dakota | | | | 587,180 | | | | 587,180 |
| 7941 WIK Mitigation - Minnesota | | | | | | | | - |
| 7950 Construction - North Dakota | | | | 1,738,638 | 19,269,055 | 42,263,916 | 1,096,531 | 64,368,140 |
| 7951 Construction - Minnesota | | | | | | | | - |
| 7952 Construction - O/H/B | | | | 11,282,504 | 5,044,001 | 776,720 | 14,900 | 17,118,124 |
| 7955 Construction Management | | | | 556,209 | 2,867,422 | 5,182,366 | 602,312 | 9,208,309 |
| 7990 Project Financing | | 50,000 | 70,000 | 216,376 | 566,600 | 5,435,289 | 1,131,539 | 7,469,804 |
| 7995 Project Eligible - Off Formula Costs | | | | | | - | | - |
| 7999 Non Federal Participating Costs | 116 | | | | | - | | 116 |
| **Total Expenditures** | **984,750** | **17,005,957** | **11,990,261** | **45,324,414** | **95,896,147** | **161,199,358** | **7,727,163** | **340,128,049** |

**FM Metropolitan Area Flood Risk Management Project**
**Statement of Net Position**
**February 24, 2017**

| | | Amount |
|---|---|---|
| **Assets** | | |
| Cash | $ | 79,348,174 |
| Receivables | | |
| State Water Commission * | | 1,815,552 |
| Proceeds from Oxbow Lot Sales | | 2,383,317 |
| **Total assets** | | **83,547,043** |
| | | |
| **Liabilities** | | |
| Vouchers payable | | 7,921 |
| Retainage payable | | 3,029,338 |
| **Total liabilities** | | **3,037,258** |
| | | |
| **NET POSITION** | **$** | **80,509,784** |

***** Receivable balance is as of 1.31.2017

**FM Metropolitan Area Flood Risk Management Project**
**FY 2017 Summary Budget Report ( In Thousands)**
**As of 24 February 2017**

| | FY 2017 Approved Budget | Current Month | Fiscal Year To Date | % Expended | Outstanding Encumbrances | Remaining Budget Balance |
|---|---|---|---|---|---|---|
| **Revenue Sources** | | | | | | |
| City of Fargo | - | 180 | 2,427 | | | |
| Cass County | - | 1,062 | 2,233 | | | |
| State of ND - 50 % Match | - | 704 | 1,525 | | | |
| State of ND - 100% Match | - | 1,111 | 2,483 | | | |
| State of Minnesota | - | | - | | | |
| Other Agencies | - | - | - | | | |
| Financing Proceeds | - | | - | | | |
| Reimbursements | - | - | - | | | |
| Sales of Assets | - | - | - | | | |
| Property Income | - | - | - | | | |
| Miscellaneous | - | | 5 | | | |
| **Total Revenue Sources** | **241,311** | **3,058** | **8,672** | **-** | **-** | **232,639** |
| **Funds Appropriated** | | | | | | |
| Diversion Channel & Assoc. Infrastructure | 16,576 | 11 | 591 | 4% | 7,876 | 8,109 |
| Southern Embankment & Assoc. Infrastructure | 100 | - | - | 0% | - | 100 |
| Other Mitigation Projects | 24,246 | - | 7 | 0% | 2,100 | 22,139 |
| In-Town Flood Protection | 46,176 | 961 | 1,807 | 4% | 5,039 | 39,330 |
| Enabling Work / Other | 9,811 | - | - | 0% | - | 9,811 |
| Land Acquisition & Mitigation | 107,420 | 93 | 3,015 | 3% | 26,185 | 78,220 |
| Engineering & Design Fees | 10,694 | 138 | 378 | 4% | 5,505 | 4,810 |
| Program Management | 17,247 | 1,413 | 1,929 | 11% | 16,866 | (1,548) |
| Contingency | 805 | | - | 0% | - | 805 |
| Debt Service | 8,137 | | - | 0% | - | 8,137 |
| Maintenance | 100 | | - | 0% | - | 100 |
| **Total Appropriations** | **241,311** | **2,616** | **7,727** | **3%** | **63,571** | **170,013** |

FM Metropolitan Area Flood Risk Management Project

Summary of Expenses

February 2017

| Account_Number | CheckDate | Check_Number | Vendor_Name | Transaction_ Amount | Expense_Description | Project_Number | Project_Description |
|---|---|---|---|---|---|---|---|
| 790-0000-206.10-00 | 2/1/2017 | 275252 | INDUSTRIAL CONTRACT SERVICES INC | $ 189,590.88 | Retainage PO #174726 | V02805 | PUMP STATION & FLOODWALL |
| | | | Total - Retainage Paid | $ 189,590.88 | | | |
| 790-7910-429.33-25 | 2/1/2017 | 275232 | ERIK R JOHNSON & ASSOCIATES | $ 1,453.04 | FLOOD LEGAL MATTERS | V00102 | General & Admin. WIK |
| 790-7910-429.33-25 | 2/22/2017 | 275899 | OXBOW, CITY OF | $ 16,662.50 | TURMAN & LANG | V02407 | OXBOW MOU-LEGAL SERVICES |
| | | | Total WIK - General and Admin. - Legal Services | $ 18,115.54 | | | |
| 790-7910-429.38-68 | 2/3/2017 | 601 | P CARD BMO | $ 3,500.00 | FREDRIKSON AND BYRON P | V00102 | General & Admin. WIK |
| | | | Total WIK - General and Admin. - Lobbyist | $ 3,500.00 | | | |
| 790-7915-429.33-05 | 2/15/2017 | 275769 | URS CORPORATION | $ 15,930.00 | CULTURAL RESOURCES INVEST | V01003 | CULTURAL RESOURCES INVEST |
| 790-7915-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 32,409.92 | RECREATION & USE PLAN | V01607 | RECREATION/USE MASTER PLN |
| 790-7915-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 2,319.00 | WORK IN KIND ITEMS | V01608 | WORK-IN-KIND (WIK) |
| 790-7915-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 5,547.50 | TRANS/LOCAL DRAINAGE PLAN | V01614 | TRANS/DRAINAGE MASTER PLN |
| 790-7915-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 16,386.82 | PERMIT SUBMITTAL PREP | V01616 | PERMIT SUBMITTAL PREP |
| 790-7915-429.33-05 | 2/22/2017 | 275899 | OXBOW, CITY OF | $ 240.00 | MOORE ENGINEERING, INC. | V02402 | OXBOW MOU-PRELIM ENGINRNG |
| 790-7915-429.33-05 | 2/22/2017 | 275899 | OXBOW, CITY OF | $ 340.00 | MOORE ENGINEERING, INC. | V02403 | OXBOW MOU-CONCEPT LAYOUTS |
| 790-7915-429.33-05 | 2/22/2017 | 275819 | BEAVER CREEK ARCHAEOLOGY | $ 8,194.90 | CULTURAL INVESTIGATION | V02601 | CULTURAL INVESTIGATION |
| 790-7915-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 2,601.00 | GRADE RAISE DESIGN | V01620 | SEAI-I29 GRADE RAISE DSGN |
| | | | Total WIK - Project Design - Engineering Services | $ 83,969.14 | | | |
| 790-7920-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 53,338.55 | PROJECT MANAGEMENT | V01601 | HMG - PROJECT MANAGEMENT |
| | | | Total WIK - Construction Management - Engineering Services | $ 53,338.55 | | | |
| 790-7920-429.33-79 | 2/15/2017 | 275636 | CH2M HILL ENGINEERS INC | $ 700,000.00 | MGMT TECHINCAL OUTREACH | V00206 | CH2M HILL-2.27-11.25.16 |
| 790-7920-429.33-79 | 2/15/2017 | 275636 | CH2M HILL ENGINEERS INC | $ 497,000.00 | MGMT TECHNICAL OUTREACH | V00206 | CH2M HILL-2.27-11.25.16 |
| 790-7920-429.33-79 | 2/22/2017 | 275899 | OXBOW, CITY OF | $ 4,139.05 | MOORE ENGINEERING, INC. | V02421 | OXBOW MOU-MOORE PROJ MGMT |
| | | | Total WIK - Construction Management - Construction Management | $ 1,201,139.05 | | | |
| 790-7930-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 157.00 | UTILITY DESIGN | V01610 | UTILITIES DESIGN |
| 790-7930-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 1,018.50 | BRIDGE CHANNEL | V01618 | WP28 - CR-16/CR-17 BRIDGE |
| | | | Total LERRDS - North Dakota - Engineering Services | $ 1,175.50 | | | |
| 790-7950-429.73-20 | 2/15/2017 | 275707 | LANDWEHR CONSTRUCTION INC | $ 15,549.01 | DEMO WORK | V02816 | DOWNTOWN AREA DEMOLITION |
| 790-7950-429.73-20 | 2/15/2017 | 275707 | LANDWEHR CONSTRUCTION INC | $ 8,060.27 | DEMO WORK | V02816 | DOWNTOWN AREA DEMOLITION |
| | | | Total ND Construction - Site Improvements | $ 23,609.28 | | | |
| 790-7950-429.73-52 | 2/1/2017 | 275252 | INDUSTRIAL CONTRACT SERVICES INC | $ 271,514.58 | PUMP STATION & FLOODWALL | V02805 | PUMP STATION & FLOODWALL |
| 790-7950-429.73-52 | 2/1/2017 | 275251 | INDUSTRIAL BUILDERS INC | $ 183,568.59 | NORTH OF PUMP STATION | V02819 | 2ND ST N FLOODWALL |
| 790-7950-429.73-52 | 2/1/2017 | 275296 | NEWMAN SIGNS INC | $ 5,816.00 | PROPANE GUARDRAIL | V02805 | PUMP STATION & FLOODWALL |
| 790-7950-429.73-52 | 2/22/2017 | 275866 | INDUSTRIAL BUILDERS INC | $ 220,378.80 | N OF PUMP STATION 42F.1N | V02819 | 2ND ST N FLOODWALL |
| | | | Total ND Construction - Flood Control | $ 681,277.97 | | | |
| 790-7950-429.73-70 | 2/17/2017 | JB14160013 | CITY OF FARGO-AUDITORS OFFICE | $ 29,932.28 | COF FIBER RELOCATE COSTS | V02808 | COF REROUTE FIBER OPTIC |
| 790-7950-429.73-70 | 2/17/2017 | JB14160013 | CITY OF FARGO-AUDITORS OFFICE | $ 14,720.00 | COF FIBER RELOCATE COSTS | V02808 | COF REROUTE FIBER OPTIC |
| | | | Total ND Construction - Utilities | $ 44,652.28 | | | |
| 790-7955-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 93,800.65 | CONST WORK PACKAGE 42 | V02806 | CONSTRUCTION SVCS WP42 |
| | | | Total Construction Management - Engineering Services | $ 93,800.65 | | | |

FM Metropolitan Area Flood Risk Management Project

Summary of Expenses

February 2017

| Account_Number | CheckDate | Check_Number | Vendor_Name | Transaction_ Amount | Expense_Description | Project_Number | Project_Description |
|---|---|---|---|---|---|---|---|
| 790-7955-429.33-06 | 2/15/2017 | 275764 | TERRACON CONSULTING ENGINEERS | $ 15,894.25 | MATERIALS TESTING | V02802 | WP-42 MATERIALS TESTING |
| 790-7955-429.33-06 | 2/15/2017 | 275764 | TERRACON CONSULTING ENGINEERS | $ 4,977.10 | MATERIALS TESTING | V02802 | WP-42 MATERIALS TESTING |
| 790-7955-429.33-06 | 2/15/2017 | 275764 | TERRACON CONSULTING ENGINEERS | $ 5,943.25 | MATERIALS TESTIING | V02802 | WP-42 MATERIALS TESTING |
| 790-7955-429.33-06 | 2/15/2017 | 275764 | TERRACON CONSULTING ENGINEERS | $ 8,345.20 | MATERIALS TESTING | V02802 | WP-42 MATERIALS TESTING |
| 790-7955-429.33-06 | 2/15/2017 | 275764 | TERRACON CONSULTING ENGINEERS | $ 875.00 | MATERIALS TESTING | V02802 | WP-42 MATERIALS TESTING |
| 790-7955-429.33-06 | 2/15/2017 | 275764 | TERRACON CONSULTING ENGINEERS | $ 846.80 | MATERIALS TESTING | V02802 | WP-42 MATERIALS TESTING |
| Total Construction Management - Quality Testing | | | | $ 36,881.60 | | | |
| 790-7955-429.33-79 | 2/15/2017 | 275636 | CH2M HILL ENGINEERS INC | $ 91,016.00 | CONSTRUCTION MGMT SERVICE | V02820 | WP-42 CONSTRCTN MGMT-CH2M |
| 790-7955-429.33-79 | 2/15/2017 | 275636 | CH2M HILL ENGINEERS INC | $ 34,797.50 | CONSTRUCTION MGMT SERVICE | V02820 | WP-42 CONSTRCTN MGMT-CH2M |
| Total Construction Management - Construction Management | | | | $ 125,813.50 | | | |
| 790-7990-429.33-05 | 2/22/2017 | 275864 | HOUSTON-MOORE GROUP LLC | $ 10,846.80 | DOCUMENT PREP SUPPORT | V01619 | PPP DOCUMENT PREP SUPPRT |
| Total Project Financing - Engineering Services | | | | $ 10,846.80 | | | |
| 790-7990-429.33-25 | 2/3/2017 | 601 | P CARD BMO | $ 107,600.50 | OHNSTAD TWICHELL ATTOR | V00102 | General & Admin. WIK |
| Total Project Financing - Legal Services | | | | $ 107,600.50 | | | |
| 790-7990-520.80-20 | 2/22/2017 | 275829 | CASS COUNTY TREASURER | $ 87,787.83 | JAN LOAN INTEREST | V02904 | $100M CASS WELLS FAR ADVN |
| 790-7990-520.80-20 | 2/14/2017 | JB02170011 | CITY OF FARGO-AUDITORS OFFICE | $ 42,109.57 | 2.1.17 WF INTEREST PMT | V02903 | $100M COF WELLS FAR ADVNC |
| Total Project Financing - Interest on Bonds | | | | $ 129,897.40 | | | |
| TOTAL EXPENSES | | | | $ 2,805,208.64 | | | |
| | | | | $ 189,590.88 | **Retainage Paid** | | |
| | | | | $ 2,615,617.76 | **Total Less Retainage Paid** | | |

FM Metropolitan Area Flood Risk Management Project

Cumulative Vendor Payments Since Inception

As of February 24, 2017

| Vendor Name | Sum of Approved Contract/Invoice Amount | Sum of Liquidated | Sum of Outstanding Encumbrance | Purpose |
|---|---|---|---|---|
| CASS COUNTY JOINT WATER RESOUR | $ 150,484,282.07 | $ 128,606,363.10 | $ 21,877,918.97 | Land Purchases, O/H/B Ring Levee, DPAC, & ROE |
| ARMY CORP OF ENGINEERS | $ 51,929,000.00 | $ 51,929,000.00 | $ - | Local Share |
| CH2M HILL ENGINEERS INC | $ 50,618,819.01 | $ 27,014,594.31 | $ 23,604,224.70 | Project & Construction Management |
| INDUSTRIAL BUILDERS INC | $ 39,458,121.21 | $ 37,745,348.93 | $ 1,712,772.28 | 2nd St North Pump Station Project and 2nd Street Floodwall |
| HOUSTON-MOORE GROUP LLC | $ 35,594,042.89 | $ 30,691,040.09 | $ 4,903,002.80 | Engineering Services |
| INDUSTRIAL CONTRACT SERVICES I | $ 17,576,871.19 | $ 16,447,384.78 | $ 1,129,486.41 | 4th St Pump Station and 2nd Street Floodwall |
| OXBOW, CITY OF | $ 15,387,846.10 | $ 14,714,181.30 | $ 673,664.80 | (blank) |
| ASHURST LLP | $ 6,715,133.70 | $ 2,004,951.20 | $ 4,710,182.50 | PPP Legal Counsel |
| DORSEY & WHITNEY LLP | $ 3,765,491.43 | $ 3,765,491.43 | $ - | Legal Services |
| JP MORGAN CHASE-LOCKBOX PROCES | $ 3,377,000.00 | $ 1,691,290.00 | $ 1,685,710.00 | 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 | $ 2,085,150.82 | $ 2,071,876.59 | $ 13,274.23 | In-Town Demolition Contracts |
| URS CORPORATION | $ 1,922,118.42 | $ 1,718,581.02 | $ 203,537.40 | Engineering Services |
| KENNELLY & OKEEFFE | $ 1,729,110.56 | $ 1,729,110.56 | $ - | Home Buyouts |
| HOUGH INCORPORATED | $ 1,603,909.25 | $ 1,215,633.53 | $ 388,275.72 | 2nd Street South Flood Control |
| REINER CONTRACTING INC | $ 1,601,366.99 | $ 1,598,471.70 | $ 2,895.29 | 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 |
| CITY OF FARGO | $ 1,279,737.26 | $ 1,279,737.26 | $ - | Advance DS Payments |
| CONSOLIDATED COMMUNICATIONS | $ 1,063,096.11 | $ 1,063,096.11 | $ - | Utility Relocation |
| OHNSTAD TWICHELL PC | $ 1,047,023.63 | $ 1,047,023.63 | $ - | ROE and Bonding Legal Fees |
| CASS COUNTY TREASURER | $ 1,020,165.15 | $ 1,020,165.15 | $ - | Property Taxes and Bank Loan Advance DS Payments |
| XCEL ENERGY | $ 908,800.84 | $ 174,255.08 | $ 734,545.76 | Utility Relocation |
| TERRACON CONSULTING ENGINEERS | $ 828,792.49 | $ 805,484.92 | $ 23,307.57 | Materials Testing |
| MOORE ENGINEERING INC | $ 662,468.17 | $ 662,468.17 | $ - | Engineering Services |
| US BANK | $ 626,849.03 | $ 626,849.03 | $ - | Loan Advance Debt Service 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 | $ 515,110.63 | $ 512,363.83 | $ 2,746.80 | Legal Services |
| RED RIVER BASIN COMMISSION | $ 500,000.00 | $ 500,000.00 | $ - | Retention Projects - Engineering Services |
| NORTHERN TITLE CO | $ 484,016.00 | $ 484,016.00 | $ - | Land Purchases |
| AT & T | $ 444,166.14 | $ 444,166.14 | $ - | Utility Relocation |
| 702 COMMUNICATIONS | $ 326,243.91 | $ 266,892.07 | $ 59,351.84 | Utility Relocation |
| BUFFALO-RED RIVER WATERSHED DI | $ 220,768.00 | $ - | $ 220,768.00 | Retention Projects - Engineering Services |
| ROBERT TRENT JONES | $ 200,000.00 | $ 200,000.00 | $ - | Oxbow MOU - Golf Course Consulting Agreement |
| AON RISK SERVICES CENTRAL, INC | $ 150,000.00 | $ 77,119.45 | $ 72,880.55 | P3 Risk Advisory Services |
| CABLE ONE (FARGO) | $ 148,511.37 | $ - | $ 148,511.37 | Utility Relocation |
| PFM PUBLIC FINANCIAL MANAGEMEN | $ 146,460.00 | $ 146,460.00 | $ - | Financial Advisor |
| BOIS DE SIOUX WATERSHED DISTRI | $ 145,380.00 | $ - | $ 145,380.00 | Retention Projects - Engineering Services |
| NDSU BUSINESS OFFICE-BOX 6050 | $ 135,167.00 | $ 135,167.00 | $ - | Ag Risk Study Services |
| AT&T NETWORK OPERATIONS | $ 125,238.30 | $ 125,238.30 | $ - | Utility Relocation |
| ENVENTIS | $ 115,685.62 | $ 115,685.62 | $ - | Utility Relocation |
| BEAVER CREEK ARCHAEOLOGY | $ 111,000.00 | $ 78,633.22 | $ 32,366.78 | Engineering Services |
| UNITED STATES GEOLOGICAL SURVE | $ 104,600.00 | $ 104,600.00 | $ - | Water Level Discharge Collection |
| FREDRIKSON & BYRON, PA | $ 102,022.08 | $ 88,022.08 | $ 14,000.00 | Lobbying Services |
| PROSOURCE TECHNOLOGIES, INC | $ 100,000.00 | $ 8,324.94 | $ 91,675.06 | Vibrating Wire Piezometer Equipment |

FM Metropolitan Area Flood Risk Management Project

Cumulative Vendor Payments Since Inception

As of February 24, 2017

| Vendor Name | Sum of Approved Contract/Invoice Amount | Sum of Liquidated | Sum of Outstanding Encumbrance | Purpose |
|---|---|---|---|---|
| ULTEIG ENGINEERS INC | $ 100,000.00 | $ - | $ 100,000.00 | Engineering Services |
| SPRINGSTED INCORPORATED | $ 99,365.85 | $ 99,365.85 | $ - | Financial Advisor |
| BRAUN INTERTEC CORP | $ 77,629.00 | $ 77,629.00 | $ - | Quality Testing |
| EL ZAGAL TEMPLE HOLDING CO | $ 76,000.00 | $ 76,000.00 | $ - | Easement Purchase for El Zagal Levee |
| CENTURYLINK ASSET ACCOUNTING-B | $ 74,195.92 | $ 74,195.92 | $ - | Utility Relocation |
| GRAY PANNELL & WOODWARD LLP | $ 66,300.68 | $ 66,300.68 | $ - | 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 |
| CLAY COUNTY AUDITOR | $ 34,180.71 | $ 34,180.71 | $ - | Property Tax, Home Buyout Demo |
| GEOKON 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 | $ 24,875.00 | $ 5,174.00 | General Liability Insurance |
| 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 |
| ND WATER USERS ASSOCIATN | $ 15,000.00 | $ 15,000.00 | $ - | Membership Dues |
| BRIGGS & MORGAN PA | $ 12,727.56 | $ 12,727.56 | $ - | Legal Services |
| MAP SERVICE CENTER | $ 7,250.00 | $ 7,250.00 | $ - | Permit fee |
| NEWMAN SIGNS INC | $ 5,816.00 | $ 5,816.00 | $ - | Propane Tank Vehicle Crash Protection |
| ONE | $ 3,575.00 | $ 3,575.00 | $ - | Legal Services |
| MCKINZIE METRO APPRAISAL | $ 3,200.00 | $ 3,200.00 | $ - | Appraisal Services |
| BNSF RAILWAY CO | $ 2,925.00 | $ 2,925.00 | $ - | 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 |
| SEIGEL COMMUNICATIONS SERVICE | $ 1,490.00 | $ 1,490.00 | $ - | Public Outreach |
| HUBER, STEVE | $ 1,056.43 | $ 1,056.43 | $ - | Home Buyouts |
| DEPT OF NATURAL RESOUR | $ 1,000.00 | $ 1,000.00 | $ - | DNR Dam Safety Permit Application Fee |
| TRIO ENVIRONMENTAL CONSULTING | $ 747.60 | $ 747.60 | $ - | Asbestos and LBP Testing - Home Buyouts |
| RED RIVER TITLE SERVICES INC | $ 675.00 | $ 675.00 | $ - | Abstract Updates |
| RED RIVER VALLEY COOPERATIVE A | $ 536.96 | $ 536.96 | $ - | Electricity - Home Buyouts |
| FERRELLGAS | $ 496.00 | $ 496.00 | $ - | Propane - Home Buyouts |
| BROKERAGE PRINTING | $ 473.33 | $ 473.33 | $ - | Custom Printed Forms |
| DAWSON INSURANCE AGENCY | $ 388.52 | $ 388.52 | $ - | Property Insurance - Home Buyouts |
| KOCHMANN, CARTER | $ 315.00 | $ 315.00 | $ - | Lawn Mowing Services |
| GALLAGHER BENEFIT SERVICES INC | $ 250.00 | $ 250.00 | $ - | Job Description Review |
| DONS PLUMBING | $ 240.00 | $ 240.00 | $ - | Winterize - Home Buyouts |
| CURTS LOCK & KEY SERVICE INC | $ 138.10 | $ 138.10 | $ - | Service Call - Home Buyouts |
| GOOGLE LOVEINTHEOVEN | $ 116.00 | $ 116.00 | $ - | Meeting Incidentals |
| FEDERAL EXPRESS CORPORATION | $ 71.89 | $ 71.89 | $ - | Postage |
| **Grand Total** | **$ 403,698,992.94** | **$ 340,128,050.11** | **$ 63,570,942.83** | |

**FM Metropolitan Area Flood Risk Management Project**
**Lands Expense - Life To Date**
**As of February 24, 2017**

| Property Address | Purchase Date | Purchase Price | Replacement Lot | Down Payment | Earnest Deposit | Relocation Assistance | Sale Proceeds | Total |
|---|---|---|---|---|---|---|---|---|
| **Commercial Relocations - Fargo** | | | | | | | | |
| Park East Apartments - 1 2nd St S | 6/23/2015 | 9,002,442.20 | - | - | - | 1,376,106.04 | - | 10,378,548.24 |
| Howard Johnson - 301 3rd Ave N | 11/2/2015 | 3,266,079.60 | - | - | - | 3,322,432.41 | (1,100.00) | 6,587,412.01 |
| Fargo Public School District - 419 3rd St N | 3/16/2016 | 1,903,475.78 | - | - | - | 7,550,036.23 | - | 9,453,512.01 |
| Mid America Steel - NP Ave, North | 6/21/2016 | 437,371.41 | - | - | - | 5,370,000.00 | - | 5,807,371.41 |
| Case Plaza 117NP Ave N | 1/12/2017 | 250,205.32 | | | | | | 250,205.32 |
| **Home Buyouts - Fargo** | | | | | | | | |
| 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 | 204,457.83 | - | - | - | 35,615.30 | (10,000.00) | 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 | | 350,000.00 | - | - | - | 3,360.00 | - | 353,360.00 |
| **Home Buyouts - Moorhead** | | | | | | | | |
| 387 170th Ave SW | 11/1/2013 | 281,809.91 | - | - | - | - | (8,440.00) | 273,369.91 |
| 16678 3rd St S | | - | - | - | 192,600.00 | 80,210.80 | - | 272,810.80 |
| **Home Buyouts - Oxbow** | | | | | | | | |
| 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 | 480,784.30 | - | - | - | 205,699.82 | - | 686,484.12 |
| 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 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 | - | - | - | 579,388.16 | - | 1,381,059.85 |
| 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 | - | - | - | 353,321.19 | - | 681,960.66 |
| 317 Schnell Dr / 409 Trent Jones Dr | 9/7/2016 | 548,393.52 | 136,000.00 | 86,000.00 | - | 558,413.52 | - | 1,106,807.04 |
| 330 Schnell Drive | 10/4/2016 | 328,134.82 | - | 150,000.00 | - | 122,740.00 | - | 450,874.82 |
| 329 Schnell Dr / 417 Trent Jones Dr | 10/4/2016 | 549,277.00 | 130,000.00 | 50,000.00 | - | 498,601.00 | - | 1,047,878.00 |
| 321 Schnell Dr / 410 Trent Jones Dr | 10/7/2016 | 462,334.69 | 148,000.00 | 114,134.00 | 9,200.00 | 514,927.48 | - | 986,462.17 |
| 813 Riverbend Rd / 449 Trent Jones Dr | 10/14/2016 | 660,997.62 | 163,000.00 | 65,000.00 | - | 797,937.65 | - | 1,458,935.27 |
| 325 Schnell Drive / 426 Trent Jones Dr | 11/3/2016 | 403,498.66 | 141,000.00 | 84,800.00 | - | 398,605.30 | - | 802,103.96 |
| 844 Riverbend Road | 11/11/2016 | 716,599.40 | - | 400,000.00 | - | 15,118.84 | - | 731,718.24 |
| 828 Riverbend Rd | 11/30/2016 | 955,928.53 | - | 25,000.00 | - | - | - | 955,928.53 |
| 341 Schnell Dr / 343 Trent Jones Dr | 12/8/2016 | 480,921.52 | 143,000.00 | 133,475.50 | - | 651,239.28 | - | 1,132,160.80 |
| 840 Riverbend Rd / 442 Trent Jones Dr | 12/21/2016 | 547,075.19 | 139,000.00 | 50,000.00 | - | 412,331.14 | - | 959,406.33 |
| 816 Riverbend Rd / 441 Trent Jones Dr | 12/27/2016 | 567,413.07 | 107,000.00 | 270,426.00 | - | 331,604.45 | - | 899,017.52 |
| 821 Riverbend Rd / 438 Trent Jones Dr | 1/13/2017 | 580,781.00 | - | - | - | - | - | 580,781.00 |
| 805 Riverbend Rd / 776 River Bend Rd | | - | 131,000.00 | 89,855.00 | 220,855.00 | - | - | 220,855.00 |
| 338 Schnell Dr / 775 River Bend Rd | | - | 115,000.00 | 107,500.00 | 222,500.00 | - | - | 222,500.00 |
| 808 Riverbend Road / 254 South Schnell Dr | | - | 150,000.00 | 46,211.25 | 235,211.25 | - | - | 235,211.25 |
| 817 Riverbend Road / 421 Trent Jones Dr | In Escrow | - | - | - | 448,300.00 | 453,212.00 | - | 901,512.00 |
| 848 Riverbend Rd / 783 River Bend Rd | In Escrow | - | 160,000.00 | 40,000.00 | 306,000.00 | 1,340,781.00 | - | 1,646,781.00 |
| 843 Riverbend Rd / 445 Trent Jones Dr | In Escrow | - | 160,000.00 | 20,000.00 | 700,000.00 | 1,163,752.00 | - | 1,863,752.00 |
| 829 Riverbend Rd / 788 River Bend Rd | | - | - | - | - | 8,000.00 | - | 8,000.00 |
| 337 Schnell Dr / 353 Trent Jones Dr | | - | 124,000.00 | 98,021.00 | 222,021.00 | - | - | 222,021.00 |
| 313 Schnell Drive/ 413 Trent Jones Dr | | - | 133,000.00 | 64,243.00 | 197,243.00 | - | - | 197,243.00 |
| **Home Buyouts - Hickson** | | | | | | | | |
| 17495 52nd St SE | 4/28/2015 | 785,747.66 | - | - | - | 27,604.74 | - | 813,352.40 |
| 4989 Klitzke Drive, Pleasant Twp | 7/20/2016 | 245,926.71 | - | - | - | 92,817.44 | - | 338,744.15 |

**FM Metropolitan Area Flood Risk Management Project**
**Lands Expense - Life To Date**
**As of February 24, 2017**

| Property Address | Purchase Date | Purchase Price | Replacement Lot | Down Payment | Earnest Deposit | Relocation Assistance | Sale Proceeds | Total |
|---|---|---|---|---|---|---|---|---|
| **Easements - Fargo** | | | | | | | | |
| Part of Lot 5 El Zagal Park | 10/9/2014 | 76,000.00 | - | - | - | - | - | 76,000.00 |
| 72 2nd St N | 4/13/2016 | 37,020.00 | - | - | - | - | - | 37,020.00 |
| **Easements - Oxbow** | | | | | | | | |
| Oxbow Parcel 57-0000-10356-070 - Pearson | 10/13/2014 | 55,500.00 | - | - | - | - | - | 55,500.00 |
| **Easements - Diversion Inlet Control Structure** | | | | | | | | |
| 15-0000-02690-020 - Cossette | | 476,040.00 | - | - | - | - | - | 476,040.00 |
| 64-0000-02730-000 - Sauvageau | | 268,020.00 | - | - | - | - | - | 268,020.00 |
| 64-0000-02720-000 - Ulstad | | 469,874.00 | - | - | - | - | - | 469,874.00 |
| 64-0000-027400-000 - Duboard | 9/15/2016 | 177,399.29 | | | - | - | - | 177,399.29 |
| **Easements - Minesota** | | | | | | | | |
| Askegaard Hope Partnership | 10/14/2016 | 1,542,370.79 | - | - | - | - | - | 1,542,370.79 |
| **Farmland Purchases** | | | | | | | | |
| SE 1/4 11-140-50 (Raymond Twp) - 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 | 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 - Hoglund | 7/21/2014 | 989,706.03 | - | - | - | - | - | 989,706.03 |
| NW 1/4 14-140-50 - Hoglund | 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) - Henke | 6/17/2015 | 1,196,215.00 | | | - | - | - | 1,196,215.00 |
| **Land Purchases** | | | | | | | | |
| 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 | | - | - | - | 27,000.00 | - | - | 27,000.00 |
| | | 60,149,262.38 | 2,080,000.00 | 1,894,665.75 | 2,780,930.25 | 31,356,778.38 | (1,117,856.01) | 93,169,115.00 |
| | | | | | | | - | |
| | | | | | | | **Property Management Expense** | 837,726.73 |
| | | | | | | | **Property Management Income** | (627,228.27) |
| | | | | | | | **Grand Total** | **$ 93,379,613.46** |

**FM Metropolitan Area Flood Risk Management Project**
**In-Town Levee Work**
**as of February 24, 2017**

| Vcode # | Vendor Name | Descriptions | Contract Amount | Amount Paid |
|---|---|---|---|---|
| V02801 | Industrial Builders | WP42.A2 - 2nd Street North Pump Station | $ 8,683,649.98 | $ 2,948,201.48 |
| V02802 | Terracon Consulting | WP-42 (In Town Levees) Materials Testing | $ 828,792.49 | $ 573,068.81 |
| V02803 | Consolidated Communications | 2nd Street Utility Relocation | $ 1,178,781.73 | $ 544,177.84 |
| V02804 | 702 Communications | 2nd Street Utility Relocation | $ 326,243.91 | $ 66,981.89 |
| V02805 | ICS | WP-42A.1/A.3 - 4th St Pump Station & Gatewell and 2nd St Floodwall S | $ 17,583,287.19 | $ 5,583,654.99 |
| V02806 | HMG | WP42 - Services During Construction | $ 4,932,000.00 | $ 2,961,604.21 |
| V02807 | CCJWRD | In-Town Levee Work | $ 4,445,356.91 | $ 3,045,910.82 |
| V02808 | City of Fargo | Relocation of fiber optic along 2nd Street North | $ 397,906.52 | $ 359,904.47 |
| V02809 | AT & T | 2nd Street Utility Relocation | $ 569,404.44 | $ 290,440.16 |
| V02810 | Cable One | 2nd Street Utility Relocation | $ 148,511.37 | |
| V02811 | Xcel Energy | 2nd Street & 4th Street Utility Relocations | $ 925,076.69 | $ 174,255.08 |
| V02812 | Industrial Builders | WP-42F.1S - 2nd Street North Floodwall, South of Pump Station | $ 16,737,490.08 | $ 13,904,848.64 |
| V02813 | Landwehr Construction | Park East Apartments Demolition | $ 1,177,151.74 | $ 1,059,891.74 |
| V02814 | Primoris Aevenia | 2nd Street Utility Relocation | $ 16,230.00 | $ 2,660,937.92 |
| V02815 | Centurylink Communications | 2nd Street Utility Relocation | $ 2,660,937.92 | $ 902,224.85 |
| V02816 | Landwehr Construction | WP-42C.1 - In-Town Levees 2nd Street/Downtown Area Demo | $ 907,999.08 | $ 1,672,339.91 |
| V02817 | Reiner Contracting, Inc | WP-42H.2 - El Zagal Area Flood Risk Management | $ 1,601,366.99 | $ 748,982.25 |
| V02818 | Industrial Builders | WP-42I.1 - Mickelson Levee Extension | $ 738,880.50 | $ 12,451,852.14 |
| V02819 | Industrial Builders | WP42F.1N - 2nd Street North | $ 13,300,425.65 | $ 851,775.30 |
| V02820 | CH2M Hill | WP42 - Construction Management Services | $ 1,020,000.00 | $ 1,215,633.53 |
| V02821 | Hough Incorporated | WP42F.2 - 2nd Street South | $ 1,603,909.25 | $ 1,215,633.53 |
| V01703 | Various | In-Town Property Purchases | $ 19,446,597.58 | $ 16,720,085.56 |
| | | | $ 99,230,000.02 | $ 69,952,405.12 |

**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: January 1, 2017 - January 31, 2017

| | | | |
|---|---|---|---|
| Drawdown Request No: 39 | | | |
| **Requested Amount:** | | **$** | **1,535,060** |
| Total Funds Expended This Period: | | $ | 2,239,402 |
| Total Funds Requested at 100% Match | | | 830,718 |
| Remaining Funds Requested at 50% Match | | | 1,408,683 |
| SB 2020 Matching Requirements | | | 50% |
| Total Funds Requested at 50% Match | | | 704,342 |
| **Total Funds Requested:** | | **$** | **1,535,060** |

| **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 to be funded in 2017 Legislative Session - Available 7/1/2017 | 51,500,000 | | |
| Appropriations to be funded in 2019 Legislative Session - Available 7/1/2019 | 51,500,000 | | |
| Appropriations to be funded in 2021 Legislative Session - Available 7/1/2021 | 51,500,000 | | |
| Appropriations to be funded in 2023 Legislative Session - Available 7/1/2023 | 51,500,000 | | |
| Total State Funds | 206,000,000 | | 244,000,000 |
| Less: Payment #1 through #35 - City of Fargo | | | (55,510,209) |
| Less: Payment #1 - Cass County | | | (136,039) |
| Less: Payment #1 through #20 - FM Diversion Authority | | | (28,862,208) |
| Less: Payment #21 - FM Diversion Authority | | | (2,580,786) |
| Less: Payment #22 - FM Diversion Authority | | | (3,998,879) |
| Less: Payment #23 - FM Diversion Authority | | | (1,985,040) |
| Less: Payment #24 - FM Diversion Authority | | | (2,752,283) |
| Less: Payment #25 - FM Diversion Authority | | | (10,000,000) |
| Less: Payment #26 - FM Diversion Authority | | | (1,021,657) |
| Less: Payment #27 - FM Diversion Authority | | | (4,940,909) |
| Less: Payment #28 - FM Diversion Authority | | | (2,209,200) |
| Less: Costs Moved from Fargo Flood Control (Diversion) to Interior Flood Control | | | 20,301,855 |
| Less: Payment #29 - FM Metro Area Flood Risk Management Project | | | (2,900,000) |
| Less: Payment #30 - FM Metro Area Flood Risk Management Project | | | (3,681,747) |
| Less: Payment #31 - FM Metro Area Flood Risk Management Project | | | (6,900,000) |
| Less: Payment #32 - FM Metro Area Flood Risk Management Project | | | (3,725,044) |
| Less: Payment #33 - FM Metro Area Flood Risk Management Project | | | (4,655,547) |
| Less: Payment #34 - FM Metro Area Flood Risk Management Project | | | (22,500,000) |
| Less: Payment #35 - FM Metro Area Flood Risk Management Project | | | (6,062,680) |
| Less: Payment #36 - FM Metro Area Flood Risk Management Project | | | (3,506,589) |
| Less: Payment #37 - FM Metro Area Flood Risk Management Project | | | (4,676,079) |
| Less: Payment #38 - FM Metro Area Flood Risk Management Project | | | (4,401,701) |
| Less: Payment #39 - FM Metro Area Flood Risk Management Project | | | (1,535,060) |
| Total Funds Reimbursed | | | (158,239,802) |
| **Total State Fund Balances Remaining** | | **$** | **85,760,198** |

**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 | $ | 71,531,554 |
| 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 - FM Diversion Authority | | (18,600) |
| Less: Match Used on Payment #2 - FM Diversion Authority | | (66,888) |
| Less: Match Used on Payment #6 - FM Diversion Authority | | (238,241) |
| Less: Match Used on Payment #8 - FM Diversion Authority | | (346,664) |
| Less: Match Used on Payment #11 - FM Diversion Authority | | (470,398) |
| Less: Match Used on Payment #12 - FM Diversion Authority | | (237,286) |
| Less: Match Used on Payment #16 - FM Diversion Authority | | (3,018,978) |
| Less: Match Used on Payment #17 - FM Diversion Authority | | (1,374,624) |
| Less: Match Used on Payment #20 - FM Diversion Authority | | (1,427,344) |
| Less: Match Used on Payment #22 - FM Diversion Authority | | (116,437) |
| Less: Match Used on Payment #23 - FM Diversion Authority | | (487,124) |
| Less: Match Used on Payment #24 - FM Diversion Authority | | (1,688,474) |
| Less: Match Used on Payment #26 - FM Diversion Authority | | (445,642) |
| Less: Match Used on Payment #28 - FM Diversion Authority | | (1,116,010) |
| Less: Match Used on Payment #30 - FM Metro Area Flood Risk Management Project | | (1,581,147) |
| Less: Match Used on Payment #32 - FM Metro Area Flood Risk Management Project | | (1,215,895) |
| Less: Match Used on Payment #33 - FM Metro Area Flood Risk Management Project | | (2,785,070) |
| Less: Match Used on Payment #35 - FM Metro Area Flood Risk Management Project | | (1,292,963) |
| Less: Match Used on Payment #36 - FM Metro Area Flood Risk Management Project | | (509,507) |
| Less: Match Used on Payment #37 - FM Metro Area Flood Risk Management Project | | (2,741,983) |
| Less: Match Used on Payment #38 - FM Metro Area Flood Risk Management Project | | (3,580,994) |
| Less: Match Used on Payment #39 - FM Metro Area Flood Risk Management Project | | (830,718) |
| **Balance of Local Matching Funds Available** | **$** | **4,297,907** |

Item 8b.

RECEIVED
CASS COUNTY COMMISSION

MAR 13 2017

DEPARTMENT OF THE ARMY
ST. PAUL DISTRICT, CORPS OF ENGINEERS
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

MAR 09 2017

Planning, Programs and Project Management Division
Project Management Branch

SUBJECT: Fargo-Moorhead Metropolitan Area, Construction Phase – Funds Request 002 for 2017 Surveys and Mitigation

Chairman Tim Mahoney
Metro Flood Diversion Authority
Box 2806
211 Ninth Street South
Fargo, North Dakota 58108-2806

Dear Chairman Mahoney:

The Corps of Engineers is in the process of contracting for biotic and geomorphic baseline surveys and cultural mitigation projects. As previously communicated, completing these tasks in 2017 is important and required. Due to the uncertain timing of FY17 federal appropriations, we are requesting non-federal sponsor funds to award the task orders and get this work started. The following funds will be required by 1 April 2017 in order to award the task order amounts:

Biotic Monitoring: $450,000
Geomorphic Monitoring: $500,000
Geomorphic Surveys: $200,000
Cultural, Phase II investigations $30,000
Cultural, Phase III mitigation $50,000

Total request: $1,230,000

Note that the amount for the Phase III cultural resources mitigation is for the initial task associated with this effort, with the final total task order amount estimated to be approximately $2,000,000.

These funds will count towards the required cash contribution (5 percent of the Federally Comparable Plan) and are associated with Cost Share Control Record Number 555. A total of $7,007,366.83 was provided as advance funds during the preconstruction, engineering and design phase and $45,000,000 was provided during the construction phase bringing the total cost share funds provided by the Fargo-Moorhead Metropolitan Area sponsors to date to $52,007,366.83 out of an estimated total of $64,967,550. Note that, as stated in the Project Partnership Agreement, neither the Government nor the Non-Federal Sponsors is considered, the agent of the other.

We request that $1,230,000 be wired directly to the U.S. Army Corps of Engineers. We are providing the following information:

a. Bank Name: Cash Link-ACH Receiver
Account Name: [redacted]
Bank ABA Number: [redacted]
Account Number: [redacted]
Bank Address: Riverdale MD
Account Type: Checking

b. Advance Account Number: 349

c. ROV Number: 1948

d. Cost Share Number: 555

The instructions require a notification letter from the non-Federal sponsor 14 days in advance of the transfer. To do this, please email terryl.l.williams@usace.army.mil and cherie.d.law@usace.army.mil with the date of transfer, amount and type of transfer. We will then forward this information to our point of contact at our Finance Center in Tennessee.

Please contact Cherie D. Law of our Finance and Accounting Branch at (651) 290-5465, if additional help is required to the complete the electronic funds transfer.

If you have any questions concerning this potential request, please contact me at (651) 290-5517 or at terryl.l.williams@usace.army.mil.

Sincerely,

Terryl Williams
Program Manager

cc:
Honorable Del Rae Williams
Mayor of Moorhead
500 Center Avenue
PO Box 779
Moorhead, MN 56561-0779

Honorable Dr. Tim Mahoney
Mayor of Fargo
200 Third Street North
Fargo, ND 58102

Mr. Bob Zimmerman
Moorhead City Hall
500 Center Avenue
PO Box 779
Moorhead, MN 56561-0779

Mr. Michael Redlinger
Assistant City Administrator
200 Third Street North
Fargo, ND 58102

Mr. Darrell Vanyo
Cass County
211 9th Street South
PO Box 2806
Fargo ND 58108-2806

# Finance Committee Bills through March 15, 2017

| Vendor | Description | | |
|---|---|---|---|
| Dorsey & Whitney LLP | Legal services rendered through January 31, 2017 | $ | 145,940.66 |
| Warner and Company | Renew liability coverage | $ | 5,174.00 |
| Ohnstad Twichell, P.C. | Professional services rendered | $ | 140,407.87 |
| Cass County Joint Water Resource District | Diversion bills | $ | 4,591,721.28 |
| City of Fargo | Reimburse 2016 operation and maintenance of lift stations | $ | 6,402.85 |
| Erik R. Johnson & Associates, Ltd. | Legal services rendered through February 25, 2017 | $ | 1,918.40 |
| U.S. Army Corps of Engineers | 2017 surveys and mitigation | $ | 1,230,000.00 |
| F-M Metro COG | Aerial imagery/LiDAR mapping | $ | 238,030.07 |
| | | | |
| Total Bills Received through March 15, 2017 | | $ | 6,359,595.13 |

DORSEY
DORSEY & WHITNEY LLP

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

February 21, 2017
Invoice No. 3331401

RECEIVED
BY | DATE 2-23-17

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

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**For Legal Services Rendered Through January 31, 2017**

## INVOICE TOTAL

| | |
|---|---|
| Total For Current Legal Fees | $145,787.00 |
| Total For Current Disbursements and Service Charges | $153.66 |
| **Total For Current Invoice** | **$145,940.66** |

**Summary of Account**

| | |
|---|---|
| *Prior Balance Due | $139,978.76 |
| Total Amount Due | $285,919.42 |

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

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 1-800-851-0760. Thank you.

Mailing Instructions:
Dorsey & Whitney LLP
P.O. Box 1680
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

CITY OF Fargo

Office of the City Attorney

City Attorney
Erik R. Johnson

Assistant City Attorney
Nancy J. Morris

February 27, 2017

Kent Costin
Finance Director
City of Fargo
200 North Third Street
Fargo, ND 58102

**Re: Red River Diversion Project**

Dear Kent:

I am enclosing a Summary Invoice dated February 21, 2017 from the Dorsey & Whitney Firm in Minneapolis for their professional services rendered through January 31, 2017 on the Red River Diversion Project. If you have any questions, please feel free to contact me. Please remit payment directly to Dorsey Whitney.

Sincerely,

Erik R. Johnson

ERJ/lmw
Enclosure
cc: Bruce Grubb

# Warner and Company

Insurance Since 1911
318 Broadway • P.O. Box 1470
Fargo, North Dakota 58107
701-237-6414 • Fax 701-239-0009 • 1-800-369-2501
www.warnerandcompany.com

| Invoice # 2065 | Page 1 of 1 |
|---|---|
| Account Number | Date |
| DIVEBOA-01 | 2/20/2017 |
| BALANCE DUE ON | |
| 3/19/2017 | |
| AMOUNT PAID | Amount Due |
| | $5,174.00 |

Producer: Richard Penning

**Diversion Board of Authority**
**Metro Flood Diversion Authority**
**c/o Kent Costin, 200 North 3rd St**
**Fargo, ND 58102**

▼ PLEASE RETURN TOP PORTION WITH YOUR REMITTANCE – THANK YOU ▼

General Liability | ND Insurance Reserve Fund | PolicyNumber: GL000337305 | Effective: 3/19/2017 to 3/19/2018

| Item # | Trans Eff Date | Trans | Description | Amount |
|---|---|---|---|---|
| 80848 | 3/19/2017 | RENB | Renew Liability Coverage | $5,174.00 |

**Total Invoice Balance:** **$5,174.00**

A late payment charge equal to 1.5% will be imposed on each transaction not paid within 30 days of the due date



If the insurance is not wanted, the policy or memorandum should be returned to our office at once.
Holding the contract in your possesion will be considered your acceptance of it.

INVOICE

Warner and Company Insurance

318 Broadway
PO Box 1470
Fargo, ND 58107-1470
T (701) 237-6414
F (701) 239-0009
warnerandcompany.com

2/20/2017

Diversion Board of Authority
c/o Kent Costin
200 North 3rd St
Fargo ND 58102

RE: Commercial General Liability Policy #: GL000337305

Dear Kent:

Enclosed is the renewal of your Commercial General Liability policy effective 3/19/2017 written through ND Insurance Reserve Fund.

Please review the policy carefully and let me know if any of the provisions are unclear or if any revisions are necessary. Throughout the policy term, please keep us informed of any changes in your operations.

Also enclosed is an invoice in the amount of $5,174.00. Please remit payment in the enclosed return envelope prior to the due date to avoid any late charges.

Thank you for your continued business. Please do not hesitate to call me with any questions or concerns.

Sincerely,

Ross Gailfus
Key Account Manager/Vice President
rgailfus@warnerandcompany.com

Enclosure
Renewal policy/Invoice

# OHNSTAD TWICHELL, P.C.
## ATTORNEYS AT LAW

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




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

**DATE:** March 1, 2017

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 #147993 Flood Diversion Board Bond Counsel Work – PPP Research 1**

| Attorney | Hours | Rate | Fees |
|---|---|---|---|
| JTS | 136.60 | $300.00 | $40,980.00 |
| RGH | .50 | $300.00 | $150.00 |
| SNW | .2 | $300.00 | $60.00 |
| KJB | 138.20 | $265.00 | $36,623.00 |
| TJL | 94.80 | $250.00 | $23,700.00 |
| LWC | 9 | $200.00 | $1,800.00 |
| CBC | 90.60 | $200.00 | $18,120.00 |
| AJM | 84.3 | $150.00 | $12,645.00 |
| LSH | 37.50 | $130.00 | $4,875.00 |
| HCG | 5.20 | $130.00 | $676.00 |
| **Total** | **596.9** | | **$139,629.00** |
| **Expenses:** | | | |
| AT & T Conference Calls | | | $29.81 |
| Westlaw | | | $500.00 |
| Cass County Recorder | | | $232.00 |
| Postage-UPS | | | $17.06 |
| **Grand Total** | | | **$140,407.87** |

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

| | Hourly Rate |
|---|---|
| JTS - John T. Shockley, Partner, Supervising Attorney | $300.00 |
| RGH - Robert G. Hoy, Partner | $300.00 |
| SNW –Sarah M. Wear, Partner | $300.00 |
| KJB - Katie J. Bertsch, Associate | $265.00 |
| TJL – Tyler J. Leverington, Associate | $250.00 |
| LWC – Luke W. Croaker, Associate | $200.00 |
| CBC – Calley B. Campbell, Associate | $200.00 |
| AJM - Andrea J. Murphy, Paralegal | $150.00 |
| LSH – Lori S. Hersrud, Paralegal | $130.00 |
| HCG – Hannah C. Gilbert, Paralegal | $130.00 |

## PROFESSIONAL SERVICES RENDERED

**15-1395 JTS Invoice #147993 Flood Diversion Board Bond Counsel Work – PPP Research 1**

| FILE NUMBER | MATTER DESCRIPTION | INVOICE TOTAL |
|---|---|---|
| 151395-0 | Bond Counsel Work – PPP - Expenses | $ 778.87 |
| 151395-1 | General Topics (Includes General Governance Questions, Notices, ETC.) | $ 1,740.00 |
| 151395-2 | Executive Director | $ 600.00 |
| 151395-3 | P3 Procurement | $ 52,792.00 |
| 151395-4 | Public Finance Issues | $ 4,78500 |
| 151395-5 | Consultant Contract Review/Development | $ 6 ,520.00 |
| 151395-6 | Support of External Litigation Counsel | $ 2,960.00 |
| 151395-9 | Environmental Permitting Issues/NEPA | $ 20,765.00 |
| 151395-13 | Third Party Utility MOUS | $ 49,467.00 |
| **TOTAL** | | **$140,407.87** |

CASS COUNTY
GOVERNMENT

Cass County
Joint Water
Resource
District

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

Carol Harbeke Lewis
Secretary-Treasurer

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrd@casscountynd.gov
casscountygov.com

March 15, 2017

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

Greetings:

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

Enclosed please find copies of bills totaling $4,591,721.28 regarding the above referenced projects. The breakdown is as follows:

| | |
|---|---|
| Metro Flood Diversion | $1,974,660.35 |
| DPAC | 3,423.50 |
| Oxbow-Hickson-Bakke Ring Levee | 2,509,432.70 |
| In-Town Levees | 104,204.73 |

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

Enclosures

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

Updated 3/3/17

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|---|---|---|---|---|---|---|
| 1/10/2013 | 12/11/2012 | | | 95.90 | Erik R. Johnson & Associates, LTD | Legal-ROE mailings |
| 2/9/2017 | 1/21/2017 | 147237 | 100007 | 1,069.50 | Ohnstad Twichell, P.C. | Legal-FM Diversion - Right of Entry |
| 2/9/2017 | 1/21/2017 | 147239 | 130007 | 13,236.35 | Ohnstad Twichell, P.C. | Legal-Diversion ROW Acquisition |
| 2/9/2017 | 1/21/2017 | 147248 | 170007 | 749.50 | Ohnstad Twichell, P.C. | Legal-Diversion Acquisition - 1099 Preparation |
| 2/9/2017 | 1/21/2017 | 147242 | 160007 | 538.00 | Ohnstad Twichell, P.C. | Legal-Diversion Acquisition - 1099 Preparation |
| 2/9/2017 | 1/21/2017 | 147244 | 160007 | 555.00 | Ohnstad Twichell, P.C. | Legal-Diversion Authority Agreement-Drains |
| 2/9/2017 | 1/21/2017 | 147245 | 160007 | 8,415.50 | Ohnstad Twichell, P.C. | Legal-Channel Phase I |
| 2/9/2017 | 1/21/2017 | 147246 | 160007 | 417.00 | Ohnstad Twichell, P.C. | Legal-Channel Phase III |
| 2/9/2017 | 1/30/2017 | 147532 | 160007 | 219.00 | Ohnstad Twichell, P.C. | Legal-Eminent Domain - Cossette |
| 2/9/2017 | 1/21/2017 | 147236 | 90007 | 1,306.00 | Ohnstad Twichell, P.C. | Legal-Basin Project 2009 |
| 2/9/2017 | 1/21/2017 | 147241 | 160007 | 1,077.00 | Ohnstad Twichell, P.C. | Legal-Basin Project 2009-Inlet structure |
| 2/23/2017 | 2/8/2017 | 705568 | 38810.00001 | 340.00 | Larkin Hoffman | Legal-Sauvageau property acquisition |
| 2/6/2017 | 2/6/2017 | | | 215,030.91 | The Title Company | Vaughn Johnson Property purchase |
| 2/9/2017 | 1/31/2017 | NDFE01312017 | | 2,793.10 | Steven Herzog | flowage easement consultation |
| 2/16/2017 | 2/16/2017 | | | 865,913.00 | The Title Company | David Campbell property purchase |
| 2/21/2017 | 2/21/2017 | | | 811,993.40 | The Title Company | Roger Campbell property purchase |
| 2/9/2017 | 1/31/2017 | 1415 | 2001 | 3,803.50 | Houston-Moore Group | Right-of-entry services |
| 2/14/2017 | 2/7/2017 | 62758 | R12.00049 | 10,949.86 | Ulteig Engineering | Relocation assistance, land acquisition, project mgmt |
| 2/9/2017 | 1/31/2017 | 381094090 | 479407 | 24,907.83 | CH2M | TO 1-Land acquisition management services - 29% |
| 8/25/2016 | 8/11/2016 | | | 250.00 | Mark and Susan Andrews | Soil boring on 59-0000-10926-000 OIN 938 |
| 8/25/2016 | 8/11/2016 | | | 250.00 | Coster Real Estate Trust | Soil boring on 53-0000-09075-000 OIN 9737 |
| 8/25/2016 | 8/11/2016 | | | 250.00 | Western Trust Company | Soil boring on 67-0000-12649-000 OIN 1171 |
| 2/23/2017 | 2/23/2017 | | | 250.00 | Ann Kulas and Stanley Kulas | Soil boring on 59-0000-10948-010 |
| 2/23/2017 | 2/23/2017 | | | 250.00 | Arlene Larson Trust | Soil boring on 59-0000-10948-030 |
| 2/23/2017 | 2/23/2017 | | | 1,250.00 | Catherine Furnberg | soil borings on 53-0000-09180-010 |
| 2/23/2017 | 2/23/2017 | | | 500.00 | Clarence and Doris Krogh Trust | soil borings on 59-0000-10807-040 |
| 2/23/2017 | 2/23/2017 | | | 250.00 | David Brakken | soil boring on 15-0000-12655-030 |
| 2/23/2017 | 2/23/2017 | | | 250.00 | Edward Samuelson Living Trust | soil boring on 67-0000-12705-000 |
| 2/23/2017 | 2/23/2017 | | | 1,500.00 | Harvey Brakken | soil borings on 15-0000-12655-010 |
| 2/23/2017 | 2/23/2017 | | | 1,500.00 | James Martin and Marlys Martin | soil borings on 53-0000-09177-000 |
| 2/23/2017 | 2/23/2017 | | | 750.00 | Joanne Knutson | soil borings on 67-0000-12711-050 and 67-0000-12712-010 |
| 2/23/2017 | 2/23/2017 | | | 500.00 | M Shane Smith and Pamela Smith | soil borings on 67-0000-12711-000 |
| 2/23/2017 | 2/23/2017 | | | 500.00 | Mary Ann Tintes | soil borings on 53-0000-09061-005 |
| 2/23/2017 | 2/23/2017 | | | 1,250.00 | Mary Adams | soil borings on 67-0000-12719-010 |
| 2/23/2017 | 2/23/2017 | | | 250.00 | Stanley and Bea Fuxa Trust | soil boring on 67-0000-12708-010 |
| 2/23/2017 | 2/23/2017 | | | 1,250.00 | Thunberg Living Trust | soil borings on 53-0000-09129-020 |
| 2/23/2017 | 2/23/2017 | | | 250.00 | Verden Anderson | soil boring on 15-0000-02641-000 |
| | | | **Total** | **1,974,660.35** | | |

## DIVERSION PROJECT ASSESSMENT DISTRICT (DPAC) INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|---|---|---|---|---|---|---|
| 2/9/2017 | 1/21/2017 | 147238 | 120007 | 555.00 | Ohnstad Twichell, P.C. | Legal - Assessment district issues |
| 2/23/2017 | 12/31/2016 | 51229 | P11473-2012-000 | 949.50 | AE2S | FM Area Diversion assessment district |
| 2/23/2017 | 1/31/2017 | 51505 | P11473-2012-000 | 1,919.00 | AE2S | FM Area Diversion assessment district |
| | | | **Total** | **3,423.50** | | |

OXBOW-HICKSON-BAKKE RING LEVEE INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Purchase Order No. | Project No. | Amount | Vendor | Description |
|---|---|---|---|---|---|---|---|
| 4/24/2014 | 3/31/2014 | 15117 | | 2830-00 | -19,579.80 | ProSource Technologies, LLC | Invoice paid twice |
| 2/9/2017 | 1/21/2017 | 147240 | | 140007 | 7,069.30 | Ohnstad Twichell, P.C. | Legal-property acquisition |
| 2/9/2017 | 1/30/2017 | 147533 | | 160007 | 8,620.00 | Ohnstad Twichell, P.C. | Legal-Eminent Domain - Erickson |
| 2/9/2017 | 1/11/2017 | | | | 4,330.67 | Briena and Gregory Goldsmith | closing costs |
| 2/9/2017 | 1/11/2017 | | | | 8,285.00 | Kent & Melissa Rademacher | moving costs |
| 2/9/2017 | 1/11/2017 | | | | 1,210.00 | Paul and Nancy Kochmann | moving costs |
| 2/9/2017 | 1/25/2017 | | | | 6,073.08 | Fettes Transportation Systems | moving costs for Eldon Johnson |
| 2/10/2017 | 2/10/2017 | | | | 287,348.01 | The Title Company | Jeffrey Pederson property purchase |
| 2/10/2017 | 2/10/2017 | | | | 376,319.24 | The Title Company | replacement property-Pederson |
| 02/24/17 | 02/24/17 | | | | 478,603.70 | The Title Company | property purchase - Strei |
| 02/24/17 | 02/24/17 | | | | 529,495.96 | The Title Company | replacement property-Strei |
| 02/28/17 | 02/28/17 | | | | 337,902.15 | The Title Company | property purchase - Eldon Johnson |
| 02/28/17 | 02/28/17 | | | | 391,021.81 | The Title Company | reaplcement property - Eldon Johnson |
| 02/09/17 | 01/31/17 | 4875 | | | 630.00 | Valley Green and Associates | snow removal on 1/13 for Schnell and Riverbend |
| 02/09/17 | 01/31/17 | 4873 | | | 245.00 | Valley Green and Associates | snow removal on 1/6 for Riverbend |
| 02/09/17 | 01/31/17 | 4872 | | | 455.00 | Valley Green and Associates | snow removal on 1/5 for Schnell |
| 2/9/2017 | 1/31/2017 | 4779 | | | 497.50 | Valley Green and Associates | snow removal at old Oxbow Country Club |
| 02/09/17 | 01/31/17 | 240554 | | | 199.26 | Curt's Lock and Key Service | rekey 321 Schnell Drive |
| 02/23/17 | 02/06/17 | 1122560 | | | 1,387.40 | Cass County Electric Cooperative | service to 130 Oxbow Dr |
| 02/23/17 | 02/06/17 | 1136703 | | | 293.56 | Cass County Electric Cooperative | service to 816 Riverbend Rd |
| 02/23/17 | 02/06/17 | 1132169 | | | 117.84 | Cass County Electric Cooperative | service to 821 Riverbend Rd |
| 2/23/2017 | 2/6/2017 | 1108711 | | | 3,623.57 | Cass County Electric Cooperative | Service to various addresses |
| 2/23/2017 | 2/14/2017 | 1136126 | | | 410.17 | Cass County Electric Cooperative | Service to 828 Riverbend Rd |
| 2/23/2017 | 2/14/2017 | 1121701 | | | 232.22 | Cass County Electric Cooperative | Service to 840 Riverbend Rd |
| 2/9/2017 | 1/31/2017 | 381094090 | | 479407 | 36,073.41 | CH2M | TO 1-Land acquisition management services - 42% |
| 2/9/2017 | 1/31/2017 | 381094091 | | 479407 | 4,020.00 | CH2M | TO No 3 - construction manangement |
| 11/10/2015 | 8/31/2015 | 16440 | | 2830-00 | 41,143.10 | ProSource Technologies, LLC | Project Mgmt, Acquisition, and relocation |
| 2/9/2017 | 1/31/2017 | 1417 | | 2003 | 679.00 | Houston-Moore Group | WP-43 Services during construction - on call services |
| 3/24/2016 | 3/7/2016 | B053301 | | B14-04209 | 1,021.50 | Braun Intertec Corporation | Material testing services |
| 2/9/2017 | 4/4/2017 | 5721 | | | 1,202.58 | Sentry Security & Investigations | Security patrol services |
| 2/23/2017 | 2/18/2017 | 5740 | | | 502.47 | Sentry Security & Investigations | Security patrol services |
| | | | | **Total** | **2,509,432.70** | | |

OXBOW GOLF AND COUNTRY CLUB INVOICES

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

IN-TOWN LEVEES INVOICES

| Invoice Paid | Invoice Date | Invoice No. | Project No. | Amount | Vendor | Description |
|---|---|---|---|---|---|---|
| 2/9/2017 | 1/30/2017 | 147531 | 160007 | 3,121.00 | Ohnstad Twichell, P.C. | Legal - Mondragon eminent domain |
| | | | | 5,588.00 | The Title Company | Property purchase - Burley etc. |
| 02/09/17 | | 160110448-1 | | 1,977.45 | Cass County Treasurer | taxes on 93 NP Ave |
| 02/09/17 | 01/31/17 | 1416 | 2002 | 68,610.44 | Houston-Moore Group | TO 2 - Negotiation and acquisition services |
| 2/9/2017 | 1/31/2017 | 381094090 | 479407 | 24,907.84 | CH2M | TO 1-Land acquisition management services - 29% |
| | | | **Total** | **104,204.73** | | |
| | | | **Grand Total** | **4,591,721.28** | | |

CITY OF Fargo

**Finance Office**
P.O. Box 2083
200 3rd Street North
Fargo, North Dakota 58107-2083
Phone: 701-241-1333
Fax: 701-241-1526

March 7, 2017

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

Dear Metro Flood Diversion Board of Authority,

The City of Fargo is submitting for reimbursement invoices paid totaling $6,402.85. These costs are for the 2016 operation and maintenance of Lift Stations #18 (304 4th St S) and #23 (200 2nd St N).

Pursuant to Section 13 of the Joint Powers Agreement, the Metro Flood Diversion Authority shall reimburse Member Entities for reasonable costs incurred related to the management, operation, improvement, modification, or maintenance of the Project.

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

Sincerely,

Kent Costin
Director of Finance, City of Fargo

Printed on Recycled paper.

# 2016 Maintenance Costs - Lifts #18 and #23

## COF Expense to be Reimbursed by DA

### 2016 Electrical Expense for Lift Stations:

| Location | Account Number | Statement Date | Service Dates | Amount | COF Check Number | COF Paid Date |
|---|---|---|---|---|---|---|
| 200 2nd St N | 51-0011458648-5 | 1/3/2017 | 11/28/16 - 1/1/17 | 577.56 | Pcard | 1/10/2017 |
| 200 2nd St N | 51-0011458648-5 | 11/29/2016 | 10/26/16 - 11/28/16 | 362.47 | 274048 | 12/14/2016 |
| 200 2nd St N | 51-0011458648-5 | 10/27/2016 | 9/27/16 - 10/26/16 | 539.23 | Pcard | 11/10/2016 |
| 200 2nd St N | 51-0011458648-5 | 9/29/2016 | 9/2/16 - 9/27/16 | 589.45 | Pcard | 10/12/2016 |
| | | | | 2,068.71 | | |
| 304 4th St S | 51-0011489710-7 | 12/14/2016 | 11/10/16 - 12/13/16 | 761.70 | Pcard | 12/23/2016 |
| 304 4th St S | 51-0011489710-7 | 11/11/2016 | 10/12/16-11/10/16 | 327.92 | 273354 | 11/23/2016 |
| 304 4th St S | 51-0011489710-7 | 10/13/2016 | 9/27/16 - 10/12/16 | 181.78 | 272500 | 10/26/2016 |
| | | | | 1,271.40 | | |
| | | | **Total Electric Expense** | **3,340.11** | | |

### 2016 Insurance Expense for Lift Stations:

| Location | Policy Number | Effective Date | Policy Period | Amount | | |
|---|---|---|---|---|---|---|
| 304 4th St S | 1949 | 10/17/2016 | 7/1/16 - 6/30/17 | 1,302.19 | 272447 | 10/26/2016 |
| 200 2nd St N | 1949 | 8/1/2016 | 7/1/16 - 6/30/17 | 1,760.55 | 271190 | 9/14/2016 |
| | | | **Total Insurance Expense** | **3,062.74** | | |

**Total Expense for Period** **6,402.85**

# Erik R. Johnson & Associates, Ltd.

*Attorneys at Law*

February 25, 2017
Invoice No. 2527

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

RE: Metro Flood Project-General Legal Matters

---

**For Legal Services Rendered Through February 25, 2017**

**INVOICE TOTAL**

| | |
|---|---|
| Total for Current Legal Fees | $1918.40 |
| Total for Current Disbursements and Service Charges | $-0- |
| **Total for Current Invoice** | **$1918.40** |

**Summary of Account**

| | |
|---|---|
| *Prior Balance Due | $ |
| Total Amount Due | $1918.40 |

*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

RECEIVED
CASS COUNTY COMMISSION
MAR 13 2017

DEPARTMENT OF THE ARMY
ST. PAUL DISTRICT, CORPS OF ENGINEERS
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

MAR 0 9 2017

Planning, Programs and Project Management Division
Project Management Branch

SUBJECT: Fargo-Moorhead Metropolitan Area, Construction Phase – Funds Request 002 for 2017 Surveys and Mitigation

Chairman Tim Mahoney
Metro Flood Diversion Authority
Box 2806
211 Ninth Street South
Fargo, North Dakota 58108-2806

Dear Chairman Mahoney:

The Corps of Engineers is in the process of contracting for biotic and geomorphic baseline surveys and cultural mitigation projects. As previously communicated, completing these tasks in 2017 is important and required. Due to the uncertain timing of FY17 federal appropriations, we are requesting non-federal sponsor funds to award the task orders and get this work started. The following funds will be required by 1 April 2017 in order to award the task order amounts:

Biotic Monitoring: $450,000
Geomorphic Monitoring: $500,000
Geomorphic Surveys: $200,000
Cultural, Phase II investigations $30,000
Cultural, Phase III mitigation $50,000

Total request: $1,230,000

Note that the amount for the Phase III cultural resources mitigation is for the initial task associated with this effort, with the final total task order amount estimated to be approximately $2,000,000.

These funds will count towards the required cash contribution (5 percent of the Federally Comparable Plan) and are associated with Cost Share Control Record Number 555. A total of $7,007,366.83 was provided as advance funds during the preconstruction, engineering and design phase and $45,000,000 was provided during the construction phase bringing the total cost share funds provided by the Fargo-Moorhead Metropolitan Area sponsors to date to $52,007,366.83 out of an estimated total of $64,967,550. Note that, as stated in the Project Partnership Agreement, neither the Government nor the Non-Federal Sponsors is considered, the agent of the other.

We request that $1,230,000 be wired directly to the U.S. Army Corps of Engineers. We are providing the following information:

a. Bank Name: Cash Link-ACH Receiver
Account Name: [redacted]
Bank ABA Number: [redacted]
Account Number: [redacted]
Bank Address: Riverdale MD
Account Type: Checking

b. Advance Account Number: 349

c. ROV Number: 1948

d. Cost Share Number: 555

The instructions require a notification letter from the non-Federal sponsor 14 days in advance of the transfer. To do this, please email terryl.l.williams@usace.army.mil and cherie.d.law@usace.army.mil with the date of transfer, amount and type of transfer. We will then forward this information to our point of contact at our Finance Center in Tennessee.

Please contact Cherie D. Law of our Finance and Accounting Branch at (651) 290-5465, if additional help is required to the complete the electronic funds transfer.

If you have any questions concerning this potential request, please contact me at (651) 290-5517 or at terryl.l.williams@usace.army.mil.

Sincerely,

Terryl Williams
Program Manager

cc:
Honorable Del Rae Williams
Mayor of Moorhead
500 Center Avenue
PO Box 779
Moorhead, MN 56561-0779

Honorable Dr. Tim Mahoney
Mayor of Fargo
200 Third Street North
Fargo, ND 58102

Mr. Bob Zimmerman
Moorhead City Hall
500 Center Avenue
PO Box 779
Moorhead, MN 56561-0779

Mr. Michael Redlinger
Assistant City Administrator
200 Third Street North
Fargo, ND 58102

Mr. Darrell Vanyo
Cass County
211 9th Street South
PO Box 2806
Fargo ND 58108-2806

**Fargo-Moorhead Metropolitan Council of Governments**
701.232.3242 • FAX 701.232.5043 • Case Plaza Suite 232 • One 2nd Street North • Fargo, North Dakota 58102-4807
Email: metrocog@fmmetrocog.org http://www.fmmetrocog.org

# Invoice

Invoice Number: 746
Invoice Date: 02/14/2017
Due Date: 03/14/2017

**Contact:**
City of Fargo
Attn: Nathan Boerboom
200 3 St N
Fargo, ND 58102

**Metro COG Contact:**
Dave Burns
701.232.3242 ext. 36
burns@fmmetrocog.org

**Bill to:**
City of Fargo
Attn: Nathan Boerboom
200 3 St N
Fargo, ND 58102

**Ship to (if different address):**

| Unit No. | Description | Qty | Amount |
|---|---|---|---|
| Project 2016-004 | 2017 Aerial Collection: Aerial Ortho Imagery (CPG Eligible portion) | 1 | $21,387.15 |
| Project 2016-004 | 2017 Aerial Collection: Aerial Ortho Imagery (non-CPG Eligible portion) | 1 | $24,047.46 |
| Project 2016-004 | 2017 Aerial Collection: LiDAR/Elevation/Contour Mapping (CPG Eligible portion) | 1 | $50,782.49 |
| Project 2016-004 | 2017 Aerial Collection: LiDAR/Elevation/Contour Mapping (non-CPG Eligible portion) | 1 | $57,099.23 |
| Project 2016-004 | 2017 Aerial Collection: Planimetric Compilation Updates **(Not CPG Eligible)** | 1 | $84,713.74 |
| Project 2016-004 | 2017 Aerial Collection: Impervious Surface Polygons **(Not CPG Eligible)** | 0 | $0.00 |

| | |
|---|---|
| **Subtotal** | $238,030.07 |
| **Shipping** | - |
| **Tax Rate** | - |
| **Tax** | - |
| **Total Due** | **$238,030.07** |

**Please send your remittance to:**

**F-M METRO COG**
**CASE PLAZA**
**ONE 2ND STREET NORTH, SUITE 232**
**FARGO ND 58102-4807**

Item 8d.

# Recommending Contracting Actions.

Date: March 23, 2017

| Description | Company | Budget Estimate ($) |
|---|---|---|
| ***Reimbursement Agreement– Diversion Authority*** | | |
| **RA-MC-001 – Utility Relocation**<br>• Temporary relocation of fiber optic cable for the construction of USACE Diversion Inlet Structure | Midcontinent Communications | **54,738.44** |
| **RA-AT-002 – Utility Relocation**<br>• Protection of fiber communication cable; Final Payment | AT&T | **16,865.16** |
| **Total** | | **71,603.60** |

# Technical Advisory Recommendation

Meeting Date: 3/14/2017

## RECOMMENDATION FOR ACTION:

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

## SUMMARY OF AGREEMENT ACTION:

Per the contract review and approval procedures Section 4 that were adopted by the Diversion Authority on November 10, 2016, the Owner's Program Management Consultant (PMC) or Engineer of Record (EOR) is directed to prepare contracts and seek approval based on the contract's proposed value. The procedures listed in Section 4.E, are appropriate for this proposed new contract action.

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

### Midcontinent Communications — $54,738.44

*Reimbursement Agreement*

- USACE Diversion Inlet Structure - Temporary relocation of a fiber communication

## BACKGROUND AND DISCUSSION:

1. Per the Project Partnership Agreement with USACE, the Diversion Authority is responsible for real property interests, relocations, and disposal area improvements required for construction of the FM Diversion Project.
2. USACE has awarded a contract for the construction of the Diversion Inlet Structure and this project will impact the existing Midcontinent Communications (MidCo) fiber optic line along County Road 17 (CR-17). USACE's construction contractor has indicated this utility impact is anticipated to occur in the summer of 2017. MidCo provides telephone, internet, and CATV services to residential and non-residential customers in the Horace, ND Area via this fiber optic line. MidCo also has the Northern Plains Network (NPNet) transport backbone fiber within the sheath of this existing fiber optic line.
3. Temporary relocation of this fiber optic line is required in the spring of 2017 in order to maintain service. A permanent relocation of this fiber optic line will be done after completion of the CR-17 Bridge and roadway realignment.
4. The utility relocation plan contained in the attached, draft Reimbursement Agreement is based on MidCo's long-term outlook and ongoing evaluation of maintaining services with minimal outages. This Reimbursement Agreement covers the temporary relocation around the USACE eastern project limits.
5. A summary of contracting actions for the utility relocation are listed in the following table.

## SUMMARY OF CONTRACTING HISTORY AND CURRENT CONTRACT ACTION:

| Original Agreement or Amendment | Original Project Cost | Budget Change | Revised Project Cost | Contract or Amendment Date | Project Completion | Comments |
|---|---|---|---|---|---|---|
| Original Agreement | 54,738.44 | | | 23-Mar-17 | 17-Jun-17 | Temporary relocation of fiber optic line at CR-17 |

**FINANCIAL CONSIDERATIONS:**

1. The utility company is performing (or contracting for) the work, and therefore multiple quotes were not sought.
2. MidCo worked with HMG design staff to develop a utility relocation plan for their fiber optic line running along the eastern side of CR-17, and provided a proposal dated July 29, 2016 for both a temporary and a permanent relocation of their fiber optic line. The temporary relocation cost was estimated at $37,492.94.
3. Due to a delay in the anticipated start of the USACE Diversion Inlet Structure construction project and available property for the relocation project, MidCo and HMG design staff revised the temporary relocation plan for the CR-17 fiber optic line, and MidCo provided a new proposal dated March 1, 2017.
    a. The revised temporary relocation plan includes an additional 2,670 feet of deep direction boring to compete the work on property available for the project.
    b. The revised estimated cost is $54,738.44 (or an additional $17,245.50).
4. The average cost per foot of installed HDPE conduit and fiber optic cable is approximately $6.30 per foot (estimated total length of approximately 8,700 lineal feet). The PMC reviewed this proposal and recommends the Diversion Authority enter into an agreement with MidCo to perform the work.

This change amount of $54,738.44 is included in the FY-2017 FMDA budget.

**ATTACHMENT(S):**

1. MidCo Reimbursement Agreement dated March 1, 2017

**Submitted by:**

John W. Glatzmaier

John Glatzmaier, P.E.
CH2M HILL
Project Manager
Metro Flood Diversion Project

March 10, 2017
Date

Nathan Boerboom, Diversion Authority Project Manager
*Concur:* *March 13, 2017* *Non-Concur:* _____

April Walker, Fargo City Engineer
*Concur:* *March 13, 2017* *Non-Concur* _____

Mark Bittner, Fargo Director of Engineering
*Concur:* *March 13, 2017* *Non-Concur:* _____

Jason Benson, Cass County Engineer
*Concur:* *March 13, 2017* *Non-Concur* _____

David Overbo, Clay County Engineer
*Concur:* *March 13, 2017* *Non-Concur:* _____

Robert Zimmerman, Moorhead City Engineer
*Concur:* *March 13, 2017* *Non-Concur* _____

# Technical Advisory Group Recommendation

Meeting Date: 3/14/2017

## RECOMMENDATION FOR ACTION:

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

## SUMMARY OF AGREEMENT ACTION:

The Owner's Representative has reviewed and recommends the following Contract Action(s):

List description of Agreement Action(s):

**AT&T** $16,865.16

*Reimbursement Agreement RA-AT-002*

- Final Payment Request (Actual Costs) - Protect fiber communication cable located along 1st Ave N at the Red River Crossing between 2nd St. N and the river.

**Summary of Agreement History and Current Agreement Action:**

| Original Agreement or Amendment | Budget ($) Change | Original Project Cost | Revised Project Cost | Project Start | Project Completion | Comments |
|---|---|---|---|---|---|---|
| RA-AT-002 | 125,238.30 | 0 | 125,238.30 | 19-May-2016 | | Protect fiber communication cable located along 1st Ave N at the Red River Crossing between 2nd St. N and the river. |
| RA-AT-002.1 (Amendment) | 16,865.16 | 125,238.30 | 142,103.46 | | | Final accounting of actual costs to complete protection of fiber cable for RA-AT-002. |

DISCUSSION

1. AT&T lowered existing fiber communication lines to allow the WP-42F.1S floodwall to be constructed over it. This amendment will reimburse AT&T for their actual costs of performing the work. The estimated cost of work totaling $125,238.30 was prepaid by the Diversion Authority. The project team has reviewed the associated costs and recommends proceeding with the Amendment for final accounting.
2. The construction and inspection work associated with this $16,865.16 amendment are due to the discovery of abandoned conduits under the floodwall that was not identified prior to construction. There were two 4-inch HDPE and two 2-inch HDPE conduits which had to be removed from under the Floodwall footing for a distance of 155-feet. The conduits were exposed, cut in pieces and removed, and the additional excavation was backfilled.
3. In accordance with Paragraph 2 in the reimbursement agreement, AT&T provided a final invoice for the actual cost of the work for reimbursement.

## ATTACHMENT(S):

1. Invoice Summary submitted by AT&T for Final Payment
2. Executed Reimbursement Agreement RA-AT-002
3. Invoice Backup submitted by AT&T for Final Payment

**Submitted by:**

John W. Glatzmaier

John W. Glatzmaier, P.E.
CH2M
Project Manager
Metro Flood Diversion Project

March 15, 2017
Date

Mark Bittner, Fargo Director of Engineering
*Concur:* _____ *Non-Concur:* _____

April Walker, Fargo City Engineer
*Concur:* *3/16/2016* *Non-Concur* _____

Nathan Boerboom, Diversion Authority Project Manager
*Concur:* *3/15/2017* *Non-Concur:* _____

Jason Benson, Cass County Engineer
*Concur:* *3/16/2017* *Non-Concur* _____

David Overbo, Clay County Engineer
*Concur:* *3/15/2017* *Non-Concur:* _____

Robert Zimmerman, Moorhead City Engineer
*Concur:* *3/15/2017* *Non-Concur* _____