

AMENDED ITEMS—SEPTEMBER 2, 2014

CONSENT AGENDA:

d. Offer van for sale at public auction

SUGGESTED MOTION:

Move to authorize the county to offer one 1998 Freightliner Cube Van “bomb truck” for sale at public auction with proceeds to go into the General Fund.

REGULAR AGENDA:

4c. State Water Commission reimbursement request for Flood Diversion project

SUGGESTED MOTION:

Move to authorize the chairman to sign the approval letter for the State Water Commission to distribute funds in the amount of \$861,162 to the FM Diversion Authority pursuant to terms and conditions of Senate Bill 2020.

5a. Flood Diversion Board of Authority billing for August

SUGGESTED MOTION:

Move to approve the expenses for the Flood Diversion Board of Authority in the amount of \$1,145,381.35 for the month of August, 2014.



RECEIVED

SEP 2 2014

CASS COUNTY COMMISSION

Auditor

Michael Montplaisir, CPA
701-241-5601

September 2nd, 2014

Treasurer

Charlotte Sandvik
701-241-5611

Board of County Commissioners
Cass County Government
211 9th Street South
Fargo ND 58103

Director of Equalization

Frank Klein
701-241-5616

Re: Sale of 1998 Freightliner Cube Van "Bomb Truck"

Dear Commissioners:

We request to offer for public sale a 1998 Freightliner Cube Van "Bomb Truck" that is no longer in suitable condition, with the proceeds to go back into the General Fund.

Sincerely,

Michael Montplaisir
Cass County Auditor

SUGGESTED MOTION:

Move to authorize the Chairman to authorize the county to offer at public sale a 1998 Freightliner Cube Van "Bomb Truck" with the proceeds to go back into the General Fund.

Box 2806
211 Ninth Street South
Fargo, North Dakota 58103

Fax 701-241-5728

www.casscountynd.gov



Finance Office

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

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SEP 2 2014

September 2, 2014

CASS COUNTY COMMISSION

Dave Laschkewitsch
North Dakota State Water Commission
900 East Boulevard Avenue, Dept 770
Bismarck, ND 58505-0850

Dear Dave,

The FM Diversion Authority is submitting eligible costs for reimbursement request # 4 pursuant to the terms and conditions of Senate Bill 2020. These costs are for construction related to the Oxbow/Hickson/Bakke ring levee. Cost summaries and detailed disbursement records are included within this submission. This submission represents costs incurred from August 1, 2014 to August 31, 2014

The total amount of the claim for reimbursement is \$861,162.

We certify that \$85,488 has been expended on the acquisition of homes and that these costs are eligible for the local matching share requirements of SB 2020. Records relating to these costs are on file with the City of Fargo in the Office of the City Auditor.

The City of Fargo, Cass County Commission, and the Cass County Joint Water Resource Board have approved our request for funds as required in SB 2020. Copies of their approval letters are included.

If you have any questions relating to our request, please contact me directly.

Sincerely,

Kent Costin
Director of Finance, City of Fargo
Fargo-Moorhead (FM) Area Diversion Project

Required Local Approvals:

City of Fargo

Cass County Commission

Cass County Joint Water Resource Dist.

FM Diversion Authority
 State Water Commission Funds Reimbursement Worksheet
 Fargo Flood Control Project Costs

Time Period for This Request: August 1, 2014 - August 31, 2014

Drawdown Request No: 4	
Requested Amount:	\$ 861,162
Total Funds Expended This Period:	\$ 1,722,324
SB 2020 Matching Requirements	50%
Total Funds Requested at 50% Match	\$ 861,162
Total Funds Requested:	\$ 861,162

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
Total State Funds Appropriated	\$ 175,000,000
Less: Payment #1 through #30 - City of Fargo	(47,061,925)
Less: Payment #1 - Cass County	(136,039)
Less: Payment #1 - FM Diversion Authority	(18,600)
Less: Payment #2 - FM Diversion Authority - REVISED	(782,908)
Less: Payment #3 - FM Diversion Authority	(342,762)
Less: Payment #4 - FM Diversion Authority	(861,162)
Total Funds Reimbursed	\$ (49,203,396)
Total State Fund Balances Remaining	\$ 125,796,604

LOCAL MATCHING FUNDS SUMMARY:	
Matching Funds Expended To Date - City of Fargo	\$ 46,790,413
Matching Funds Expended To Date - Cass County	291,500
Matching Funds Expended To Date - FM Diversion Authority	85,488
Total Matching Funds Expended To Date	\$ 47,167,401
Less: Match Used on Payment #1 through #30 - City of Fargo	(35,596,691)
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)
Balance of Local Matching Funds Available	\$ 11,349,183

FM Diversion Authority
Schedule of Expenditures Eligible for State of North Dakota Funding
August 2014

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description 1	Project Number	Project Description
790-7952-429-73-70	8/20/2014	251502	CASS COUNTY JOINT WATER RES	\$ 5,809.35	CASS COUNTY ELECTRIC COOP	V01203	CASS JOINT WATER OHB
Total O/H/B Construction - Utilities				5,809.35			
790-7952-429.73-53	8/13/2014	251423	OXBOW, CITY OF	1,907,238.90	DAKOTA UNDERGROUND PROJ	V02409	OXBOW MOU-CONST RPLM AREA
	8/13/2014	251423	OXBOW, CITY OF	(190,723.89)	RETAINAGE WITHHELD	V02409	OXBOW MOU-CONST RPLM AREA
Total O/H/B Construction - Dams/Reservoirs/Diversion				1,716,515.01			
Total Disbursed for Period				\$1,722,324.36			

State Water Commission Funds
Summary of Costs In Support of Local Match Requirements
FM Diversion Authority
As of 8/31/2014

Indicates property purchased in this reporting period

PROPERTY OWNERS	PROPERTY ADDRESS	PURCHASE AMOUNT	DATE CLOSED	Eligible Land Cost Included in Closing
CLOSED - 2013				
1	Federal Home Loan Mortgage Corporation	\$ 104,088	9/20/2013	\$ 18,600
1	2013 Totals	\$ 104,088		\$ 18,600
Total Number of Homes Acquired for Permanent Flood Control Projects		1		
Totals Homes Acquired and Land Cost Included in Acquisitions		\$ 104,088		\$ 18,600
Total Spent in Support of Local Match Requirements		\$ 104,088		
Less: Expenses included that qualify for State Funding		(18,600)		
Net Local Match Funds Eligible		\$ 85,488		



September 2, 2014

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Director of Equalization

Frank Klein
701-241-5616

Cass County Board of Commissioners
Cass County Government
211 9th Street South
Fargo ND 58103

RE: August Diversion Billing

Dear Commissioners:

The August billing for the Flood Diversion Board of Authority is attached.

The expenses are the county's share of engineering, legal, program management, and accounting services.

Sincerely,

Michael Montplaisir, CPA
Cass County Auditor

SUGGESTED MOTION:

Move to approve the expenses for the Flood Diversion Board of Authority in the amount of \$1,145,381.35 for the month of August, 2014.

MY DOCUMENTS\HEATHER\DIVERSION DOCUMENTS\COMMISSION LETTER FOR DIVERSION BILLING AUG 2014.DOCX

Box 2806
211 Ninth Street South
Fargo, North Dakota 58103

Fax 701-241-5728

www.casscountynd.gov



INVOICE

CITY OF FARGO, NORTH DAKOTA
CITY AUDITORS OFFICE
PO BOX 1607
FARGO, ND 58107

(701) 241-1333

TO: Cass County Auditors Office
Michael Montplaisir
PO Box 2806
FARGO, ND 58107

INVOICE NO: 243387
DATE: 8/29/14

CUSTOMER NO: 899/17916

TYPE: DV - DIVERSION AUTHORITY

QUANTITY	DESCRIPTION	UNIT PRICE	EXTENDED PRICE
1.00	FM Diversion Authority August 2014 billing	1,030,843.21	1,030,843.21

*DUE UPON RECEIPT. LATE PAYMENT CHARGE OF 1.5%/MO
WILL BE APPLIED 30 DAYS AFTER INVOICE DATE.

TOTAL DUE: \$1,030,843.21

PLEASE DETACH AND SEND THIS COPY WITH REMITTANCE

DATE: 8/29/14 DUE DATE: 8/29/14
CUSTOMER NO: 899/17916

NAME: Cass County Auditors Office
TYPE: DV - DIVERSION AUTHORITY

REMIT AND MAKE CHECK PAYABLE TO:
CITY OF FARGO, NORTH DAKOTA
CITY AUDITORS OFFICE
PO BOX 1607
FARGO ND 58107

INVOICE NO: 243387
TERMS: NET 0 DAYS

AMOUNT: \$1,030,843.21

**FM DIVERSION AUTHORITY
LOCAL AGENCY BILLINGS (Cash Disbursement Basis)**

BILLING PERIOD:	Aug-14
INVOICE DATE:	8/29/2014
TOTAL INVOICED AMOUNTS:	\$ 3,151,924.87

DETAILS OF COSTS BILLED:

Revenues Received During Period	Amount
361.85-00 Lease/Rental Payments	\$ 2,223.90
370.10-00 Miscellaneous	300.17
Total Received	2,524.07
Expenses Disbursed During Period	Amount
33-05 Engineering Services	950,178.03
33-20 Accounting Services	760.00
33-25 Legal Services	272,818.41
33-79 Construction Management Services	173,353.50
34-55 Financial Advisor	26,460.00
34-65 Right of Entry Requests	8,339.50
62-51 Electricity	215.14
73-53 Dams/Reservoirs/Diversion	1,907,238.90 **
73-70 Utilities	5,809.35 **
Total Expense	3,345,172.83
206-10 Retainage Withheld	(190,723.89) **
Total Disbursed	3,154,448.94
TOTAL TO BILL FOR PERIOD	\$ 3,151,924.87

FM Diversion Cost Allocation	A/R Type	A/R Code	Cust. ID #	Agency Cost Share	Billed Amounts
334-10-00 State Water Commission	DV	FMDV3	10427	O/H/B Project	\$ 861,162.18
337-80-20 City of Fargo				45%	1,030,843.21
337-80-25 City of Moorhead	DV	FMDV1	1969	10%	229,076.27
337-80-30 Cass County	DV	FMDV2	899	45%	1,030,843.21
Total Partnership A/R Billing Totals					\$ 3,151,924.87

** - Eligible for 50% State Water Commission reimbursement as it is construction work pertaining to the O/H/B Ring Levee Project

**FM Diversion Authority
Summary of Cash Disbursements
August 2014**

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description 1	Project Number	Project Description
790-7910-429.33-20	8/29/2014	JB08140029	CITY OF FARGO	\$ 760.00	FISCAL SERVICES	V00102	General & Admin. WIK
Total WIK - General & Admin. - Accounting Services				760.00			
790-7910-429.33-25	8/20/2014	251518	ERIK R JOHNSON & ASSOCIATES	8,610.50	METRO FLOOD PROJECT	V00102	General & Admin. WIK
Total WIK - General & Admin. - Legal Services				8,610.50			
790-7915-429.33-05	8/13/2014	251423	OXBOW, CITY OF	8,667.65	OXBOW OHB	V02401	OXBOW MOU-PROJ MGMT ADMIN
	8/13/2014	251423	OXBOW, CITY OF	277.50	OXBOW OHB	V02402	OXBOW MOU-PRELIM ENGINRNG
	8/13/2014	251423	OXBOW, CITY OF	144,720.00	OHB	V02405	OXBOW MOU-DESN/CONST ENG
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	2,014.54	MAY 2014	V01607	RECREATION/USE MASTER PLN
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	13,018.72	MAY 2014	V01608	WORK-IN-KIND (WIK)
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	10,412.78	MAY 2014	V01609	HYDROLOGY/HYDRAULIC MODEL
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	387,776.25	MAY 2014	V01613	LEVEE DESIGN & SUPPORT
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	8,710.60	MAY 2014	V01614	TRANS/DRAINAGE MASTER PLN
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	41,168.00	MAY 2014	V01615	DRAFT OPERATIONS PLAN
8/13/2014	251464	URS CORPORATION	81,055.77	6/14-7/18/14	V01003	CULTURAL RESOURCES INVEST	
Total WIK - Project Design - Engineering Services				697,821.81			
790-7920-429.33-05	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	59,431.20	MAY 2014	V01601	HMG - PROJECT MANAGEMENT
Total WIK Construction Mgmt. - Engineering Services				59,431.20			
790-7920-429.33-79	8/6/2014	251212	OXBOW, CITY OF	7,083.33	OXBOW MOU #16	V02410	OXBOW MOU - PROJ MGMT JDA
Total WIK Construction Mgmt. - Construction Management				7,083.33			
790-7930-429.33-05	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	43,364.41	DIVERSION EXPENSES	V01201	Cass Joint Water ROE
	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	36,384.77	DIVERSION EXPENSES	V01202	Cass Joint Water DPAC
	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	79,508.36	DIVERSION EXPENSES	V01203	Cass Joint Water OHB
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	31,742.85	MAY 2014	V01606	LAND MANAGEMENT SERVICES
	8/20/2014	251540	HOUSTON-MOORE GROUP LLC	1,924.63	MAY 2014	V01611	REACH 6 & CR20 BRIDGE
Total LERRDS - North Dakota - Engineering Services				192,925.02			
790-7930-429.33-25	8/20/2014	251515	DORSEY & WHITNEY LLP	147,160.00	DIVERSION LEGAL SERVICES	V00101	Dorsey Whitney Legal
	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	40,373.49	DIVERSION EXPENSES	V01201	Cass Joint Water ROE
	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	10,980.12	DIVERSION EXPENSES	V01202	Cass Joint Water DPAC
	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	19,393.75	DIVERSION EXPENSES	V01203	Cass Joint Water OHB

**FM Diversion Authority
Summary of Cash Disbursements
August 2014**

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description 1	Project Number	Project Description
	8/20/2014	251518	ERIK R JOHNSON & ASSOCIATES	4,745.55	METRO FLOOD PROJECT	V00103	General & Admin. LERRDS
Total LERRDS - North Dakota - Legal Services				222,652.91			
790-7930-429.33-79	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	81,270.17	DIVERSION EXPENSES	V01201	Cass Joint Water ROE
Total LERRDS - North Dakota - Construction Management				81,270.17			
790-7930-429.34-65	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	6,750.00	DIVERSION EXPENSES	V01201	Cass Joint Water ROE
	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	750.00	DIVERSION EXPENSES	V01203	Cass Joint Water OHB
Total LERRDS - North Dakota - Right of Entry Requests				7,500.00			
790-7930-429.62-51	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	215.14	DIVERSION EXPENSES	V01701	ND LAND PURCHASES
Total LERRDS - North Dakota - Electricity				215.14			
790-7931-429.34-65	8/20/2014	251582	OHNSTAD TWICHELL PC	839.50	DIVERSION LEGAL SERVICES	V01301	City of Moorhead ROE
Total LERRDS - Minnesota - Right of Entry Requests				839.50			
790-7952-429.73-53	8/13/2014	251423	OXBOW, CITY OF	1,907,238.90	OXBOW MOU-CONST RPLM AREA	V02409	OXBOW MOU-CONST RPLM AREA
Total O/H/B Construction - Dams/Reservoirs/Diversion				1,907,238.90			
790-7952-429.73-70	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	5,809.35	DIVERSION EXPENSES	V01203	Cass Joint Water OHB
Total O/H/B Construction - Utilities				5,809.35			
790-7955-429.33-79	8/20/2014	251502	CASS COUNTY JOINT WATER RESOURCE DI	85,000.00	DIVERSION EXPENSES	V01203	Cass Joint Water OHB
Total Construction Management - Construction Management				85,000.00			
790-7990-429.33-25	8/20/2014	251578	NIXON PEABODY LLC	30,000.00	FMDA LEGAL SERVICES	V00102	General & Admin. WIK
	8/20/2014	251578	NIXON PEABODY LLC	-30,000.00	FMDA LEGAL SERVICES	V00102	General & Admin. WIK
	8/20/2014	251531	GRAY PANNELL & WOODWARD LLP	10,000.00	FMDA LEGAL SERVICES	V00102	General & Admin. WIK
	8/20/2014	251582	OHNSTAD TWICHELL PC	30,000.00	BOND COUNSEL LEGAL SERVIC	V00102	General & Admin. WIK
	8/20/2014	251518	ERIK R JOHNSON & ASSOCIATES	1,555.00	LEGAL SERVICES ON LOAN	V00102	General & Admin. WIK
Total Project Financing - Legal Services				41,555.00			

**FM Diversion Authority
Summary of Cash Disbursements
August 2014**

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description 1	Project Number	Project Description
790-7990-429.34-55	8/20/2014	251586	PFM PUBLIC FINANCIAL MANAGEMENT	26,460.00	DIVERSION FINANCIAL ADVIS	V00102	General & Admin. WIK
Total Project Financing - Financial Advisor				26,460.00			
Total Disbursed for Period \$3,345,172.83							