

**Minutes of Special Meeting
Souris River Joint Water Resource Board
Friday, July 26, 2024**

A special meeting of the board of directors of the Souris River Joint Water Resource District was called to order by Chairman David Ashley at 10:00 a.m. on Friday, July 26, 2024, after announcing that a quorum was present. The meeting was held via Microsoft Teams/Teleconference. The following Joint Board members were in attendance: Tom Klein, Dan Steinberger and Jason Sorenson.

The Joint Board discussed the proposed Agenda for the meeting. As this was a special meeting of the SRJB, no additions or changes were discussed.

Ryan Ackerman presented the Bid Opening Results for Phase MI-7E (Roosevelt Park and Zoo) to the Joint Board. There were five different bidders. Contract 1 is primarily the levee. Contract 2 is primarily the concrete flood wall. Contract 3 is a combination of Contracts 1 and 2. There were five bidders on Contract 1, three bidders on Contract 2 and three bidders on Contract 3. The low bid (from Wagner Construction) was \$35,177,052.12. This is 23.8% higher than the engineer's estimate but approximately \$10 million lower than the bids received in May (excludes bathroom/MCE buildings). Ryan Ackerman indicated this is indicative of the market we are presently in. No action was required of the Joint Board with respect to this agenda item.

The Joint Board next discussed Consideration of Bids – Phase MI-7D. This is a small building package. Ryan Ackerman indicated these buildings were not previously bid as they were intended to be a separate package. The buildings are located inside of the current Roosevelt Park Zoo perimeter, including the concession building, modifications to the camel exhibit and the relocations of one of the buildings on the north side of the river to the dry side of the flood wall located on the south side of the river. The estimate for this work was \$1,291,640.00. A bid opening was conducted on July 17, 2024. Two bids were received. The lowest bid was for \$1,412,607.00 from Mattson Construction Co. (9.4% higher than the engineer's estimate, likely indicative of the market we are in).

Jason Sorenson moved to approve the bid from Mattson Construction Co. in the amount of \$1,412,607.00 and authorize the Chairman to sign contract documents on behalf of the SRJB. Dan Steinberger seconded the motion. A roll call vote was cast. The motion passed without opposition.

The Joint Board next discussed Consideration of Bids – Phase MI-6B. Houston Engineering completed their review of bids for construction of Phase MI-6B and the review letter with bid tabulations was contained in the Board Packet. Jerry Bents showed a slide with an overview of Phase MI-6B giving an overview of MI-6B. This phase was opened close to 70 days ago and the time to make a decision is nearing. The least expensive option was Contract 9, which had an engineer's estimate of just under \$39 million. Park Construction came in at about \$54 million, which was about 39% over the estimate. Jerry Bents explained options for rebidding.

Dan Steinberger moved to reject the bids received on Phase MI-6B and authorize to rebid. Jason Sorenson seconded the motion. A roll call vote was cast. The motion passed without opposition.

Chairman Ashley advised an executive session is appropriate for purposes of discussing contract negotiation strategies and attorney consultation regarding contract negotiations related to the North

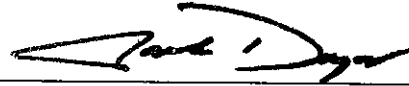
Prairie Water District/City of Velva necessary to accommodate the Mouse River Flood Projection Plan, in accordance with N.D.C.C. 44-04-19.1(5) and (9) and sought a motion to that effect.

Jason Sorenson moved to enter executive session. Dan Steinberger seconded the motion. A roll call vote was cast. The motion passed without opposition.

The Joint Board held an executive session for purposes of discussing contract negotiation strategies and attorney consultation regarding contract negotiations related to the North Prairie Water District/City of Velva necessary to accommodate the Mouse River Flood Projection Plan, in accordance with N.D.C.C. 44-04-19.1(5) and (9). Following the executive session, the following action was taken:

Tom Klein moved to approve the Chairman to enter into negotiations with North Prairie Water District. Dan Steinberger seconded the motion. A roll call vote was cast. The motion passed without opposition.

There being no further business to discuss, the meeting was adjourned.



Jack Dwyer
Legal Counsel