

Minutes of Meeting

Souris River Joint Water Resource Board

Thursday, March 7, 2019

A regular meeting of the board of directors of the Souris River Joint Water Resource Board was called to order by Chairman David Ashley at 4:00 p.m. on Thursday, March 7, 2019, in the Community Room of the Minot Auditorium, in the City of Minot, North Dakota. Joint Board members attending the meeting were David Ashley, Clif Issendorf, and Mark Cook. Dan Jonasson and Tom Klein attended via conference call. A roster of those attending is attached as **Attachment A**. Chairman David Ashley called the meeting to order and announced that a quorum was present.

The Joint Board discussed the proposed Agenda for the meeting. Chairman David Ashley added Change Order No. 8 as Agenda Item No. 5.1, and moved the Rural Bridges Update in between Agenda Items No. 5 and 6.

Clif Issendorf made a motion to approve the agenda, as amended. Mark Cook seconded the motion. The motion passed without opposition.

The draft Minutes from the February 7, 2019, meeting were discussed.

Jack Dwyer indicated that the minutes should be corrected to include USACE Chief's full name Todd Semonite. Mark Cook made a motion to approve the Minutes from the February 7, 2019, Joint Board meeting, as amended. Clif Issendorf seconded the motion. The motion passed without opposition.

The Joint Board discussed the Budget Report included in the March Board Packet. Ryan Ackerman provided an explanation to the Joint Board regarding the Budget Report.

Clif Issendorf moved to approve the Budget Report. Mark Cook seconded the motion. The motion passed without opposition.

The Joint Board discussed the bills. Ryan Ackerman provided an explanation for a Change Order relating to the Sundre Line, which intended to be relocated as part of the NAWWS project, but was delayed. The delay caused additional costs for the Joint Board's contractor. Jerry Bents indicated that Change Order No. 8 would provide the contractor an additional 6 months for final completion and additional \$493,500 in compensation. Jerry Bents and Ryan Ackerman indicated that these terms were negotiated at length.

Clif Issendorf moved to approve Change Order No. 8. Dan Jonasson seconded the motion. Chairman Ashley abstained from voting. The motion passed without opposition.

Chairman David Ashley indicated that he would abstain from the Park Construction invoice and billing. The Joint Board discussed the Park Construction bill for \$493,294.36.

Clif Issendorf moved to approve Park Construction bill in the amount of \$493,294.36. Mark Cook seconded the motion. Chairman David Ashley abstained. The motion passed without opposition.

The Joint Board discussed all other bills contained in the March board packet.

Dan Jonasson moved to approve the remaining bills in the amount of \$1,484,743.33. Clif Issendorf seconded the motion.

Dennis Reep provided an update to the Joint Board regarding HDR's design work on rural bridges. Dennis Reep indicated that the estimated project cost was approximately \$2.4M, which aligns with the estimated cost from the PER. Dave Ashley indicated that the budgeted construction cost was about \$4M.

Jerry Bents provided an update to the Joint Board regarding MI-1 construction. Jerry Bents indicated that the construction was about 25% complete, and that the Joint Board had issued approximately \$30,000 in change orders prior to the \$493,500 Change Order No. 8 for the Sundre Line delay. Jerry Bents provided an update on the design work for MI-5, which is 95% complete and has been submitted to the USACE and the Joint Board's independent external peer review contractor for comments. Jerry Bents indicated that BNSF Railroad indicated that they will not allow a closure structure to be located across their railroad tracks. Jerry Bents indicated that the engineering team has been working on finding a resolution, and that discussions are ongoing.

Jason Westbrook provided an update to the Joint Board regarding MI-2/3 construction. Jason Westbrook provided the Joint Board with an update on Phase BU-1. Jason Westbrook indicated that the Colton Avenue Bridge bids came in higher than the engineer's estimate for construction, due to the cost of concrete, steel, and riprap increasing over the bids received for the first three phases. Jason Westbrook recommended that the Joint Board not take action on the bids. Chairman Ashley asked the Joint Board for comments. The Joint Board did not take action on the bids.

Ryan Ackerman provided an update to the Joint Board regarding the Feasibility Study. Ryan Ackerman indicated that the Joint Board was expecting USACE Chief Todd Semonite to execute the Proposed Report at the end of February, but that execution of the Proposed Report will be delayed until the end of March due to USACE

Ryan Ackerman provided a StARR Program update memo to the Joint Board containing information relating to the StARR Program. Ryan Ackerman indicated that he believed the Joint Board had reached an agreement with Lynn Kongslie. Jack Dwyer provided an update on Jerry and Tawnya Nelson appeal. The Nelsons have until March 16, 2019, to respond to the Joint Board's 30 day offer.

Ryan Ackerman and Jack Dwyer provided an update to the Joint Board on legislative matters. Chairman Ashley complimented Dan Jonasson and Ryan Ackerman for their work on SB 2020, the SWC appropriations bill.

The Joint Board discussed the upcoming meetings concerning the Joint Board and the MREFPP. Ryan Ackerman indicated that the Colton Avenue Bridge meeting should be tentative for the time being. Ryan Ackerman indicated that he would be visiting all of the county commissions over the next month.

There being no further business, the meeting was adjourned.



Jack Dwyer
Legal Counsel

