

**Minutes of Special Meeting
Souris River Joint Water Resource Board
Monday, December 30, 2024**

A special meeting of the Souris River Joint Board was called to order by Chairman David Ashley at 9:00 a.m. on Monday, December 30, 2024, after announcing that a quorum was present. The meeting was held via Microsoft Teams/Teleconference. Joint Board members in attendance were Dan Steinberger, Jason Sorenson and Tom Klein.

The Souris River Joint Board discussed the Agenda for the meeting.

Dan Steinberger made a motion to approve the updated agenda for the special meeting. Jason Sorenson seconded the motion. The motion passed without opposition.

Jack Dwyer of Dwyer Law Office opened the meeting by summarizing status of the ACM process and the statutory process (5 steps necessary to move forward). A memo was included in the Board Packet. Jack Dwyer reviewed submissions from interested construction managers, which included one submission, same being from Ackerman Estvold Construction Management. According to the North Dakota Century Code, interviews need to be conducted and the evaluation criteria must be analyzed. A recommendation can then be made to present to the Joint Board. The submission from Ackerman Estvold Construction Management was included in the Board Packet. Jack Dwyer indicated it appeared compliant and responsive to the required information that was advertised.

Tom Klein made a motion to interview Ackerman Estvold Construction Management team. Jason Sorenson seconded the motion. The motion passed without opposition.

Dan Steinberger made a motion to accept the written report of the Souris River Joint Board Mouse River Park ACM Selection Committee. Jason Sorenson seconded the motion. The motion passed without opposition.

Chairman Ashley invited the team of Ackerman Estvold Construction Management to present to the ACM Selection Committee. Chairman Ashley opened by questioning how prepared Ackerman Estvold Construction Management is to scout out construction firms to handle each phase of the project. Steve Eberle responded by requesting to present a detailed presentation to the Souris River Joint Board Mouse River Park ACM Selection Committee. Steve Eberle was joined by Tim Keller. The presentation summarized the materials contained in the Board Packet. To address Chairman Ashley's question, Steve Eberle stated they have made contact with contractors to gauge interest and make sure the interest is there. Chairman Ashley opened it up for questions. Jack Dwyer questioned whether Steve and Tim reviewed the draft ACM agreement that was provided and whether there were any major concerns. The only thing noted was the insurance requirement for professional liability, which is not typical for industry construction manager work. Jack Dwyer questioned how many work packages are expected, to which Ackerman Estvold Construction Management indicated around ten. There was also discussion that all bid openings should be opened on the same day.

Dan Steinberger made a motion to adopt a written recommendation of Ackerman Estvold Construction Management to the SRJB on Thursday, January 2, 2025. Jason Sorenson 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.

A handwritten signature in black ink, appearing to read "Jack Dwyer", is written over a horizontal line.

Jack Dwyer
Legal Counsel