

DEVILS LAKE WATER IMPROVEMENT DISTRICT

Taft Hall
1206 SE 48th St.
Lincoln City, Oregon
and via zoom

July 9, 2026

MINUTES

DLWID Regular Monthly Board Meeting

1. **Called to order at 6:09 pm** by President Tina French
2. **Roll Call:**
Board members present: Dayton Mays, Tina French, Keith Fowler, Bob Stolberg, Susan Elworth

Board members absent: none

Staff present: Boone Marker, Lake Manager
3. **Approval of July Consent Agenda and June 11, 2026 Budget Committee Minutes and June 11, 2026 Board Meeting Minutes**

Discussion: A change was noted at the bottom of page 1 of the budget hearing minutes, \$75,000 needs to be changed to \$750,000.

MOTION: Moved by Tina French, seconded Dayton Mays, to approve the July Consent Agenda and minutes of the June 11, 2026 board meeting as presented, and June 11, 2026 budget committee meeting minutes, as amended.

Voting: Dayton Mays – yes; Tina French – yes; Keith Fowler – yes; Bob Stolberg – yes; Susan Elworth – abstain

Motion passed 4 - 0

4. **Approval of Monthly Financial Reports – June 2026**

Discussion: Bob mentioned that budget was overspent last fiscal year due to some mischaracterization, also dredging project. He asked for a report from Boone justifying overages. Dayton asked about phone expense, and Boone said he saw an inconsistency and he will look into it. Website expense was high due to restructuring. Anything over 110% over-budget should be explained. Tina pointed out that revenue was also over budgeted amount. It was suggested to hold off until next month to approve financial reports. Bob agreed to meet with Boone after he confers with Cameron. Further discussion about asking Cameron for answers. Tina suggested Cameron compare figures to LB forms. Board agreed to postpone approval of the financials.

5. Public Comment on Agenda Items: none

6. Resolution – Exemption from Competitive Bid

Discussion: Attorney Lori Cooper joined the meeting by phone at 6:19. Tina said that the board was considering the resolution and the attorney explained why this was being considered. She asked if anyone had asked for a public hearing and Boone said no one has requested a public hearing. Discussion took place about the possibility of an appeal and the process if that occurs. Contractors have not been contacted, about the award tonight. No preliminary notice of award has been sent. When notification is given, appeal procedure must be included. She will send that notice language tomorrow.

Susan asked about any changes, and Boone explained what had been changed.

President French read the resolution in its entirety, but not the exhibit.

MOTION: Moved by Dayton Mays, seconded by Keith Fowler, to approve Resolution 2026-07-09.

Voting: Dayton Mays – yes; Tina French – yes; Keith Fowler – yes; Bob Stolberg – yes; Susan Elworth – yes

Motion passed 5 - 0

7. Request for Proposals Review and Award

Discussion: Susan said that two proposals were received (K&E and Knottworks). No cost information because that is not being considered, only the party that has the most relevant experience. After review and scoring, Susan and Boone recommend that K&E would be the best fit for the project. She summarized the differences between the two proposals.

Discussion of City's project and timing of both projects. Tina asked about how this would be paid for. Bob asked about what money is available. Susan said that it would be cost not to exceed. Boone said there was money available.

MOTION: Moved by Dayton Mays, seconded by Bob Stolberg, to award the RFP to K&E.

Voting: Dayton Mays – yes; Tina French – yes; Keith Fowler – yes; Bob Stolberg – yes; Susan Elworth – yes

Motion passed 5 - 0

Boone said that the Lincoln City Planning Commission was unable to sign off on the CUP this week, due to no quorum at the meeting. Since there was no comment at the public hearing, no one has standing to appeal. Discussion of timing of Planning Commission meetings and in-water work period. Tina suggested Boone contact Planning Director about timing of approval of the CUP. Susan said she would like to be included in the discussion with the Planning Director.

Tina asked that if Boone notifies K&E tomorrow, when the bid could be expected. Susan said that the RFP said August 1st. It was noted that a special meeting could be called after 24-hour notice. K&E expects a two-week work period.

8. July 2026 - Staff Report

District Projects & Operations

Devils Lake Aquatic Vegetation Management & Water Quality

- DEQ water testing from end of June showed no detection of cyanobacteria. Will return at the beginning of August.
- Best DO numbers this week, since beginning of June
- Bend Genetics has been easy to work with. Results show non-detection of cyanobacteria.
- No visible algal blooms, water clarity is still good but noticing some particulates in the water column this week, some areas heavier than others.
- Lily pads around the lake look to be brown in multiple parts of the lake. Residents asked if a herbicide was added. Additional residents have removed some lily pads from other dock/shoreline areas

Discussion: Boone said working with Bend Genetics has been great. Fresh samples sent this morning. Results were received in time to post prior to the 4th. Bob said he has thick green algae bloom, he will send Boone photos. Discussion took place about aerator placement.

Blue Heron Landing/Marina

- BHL Sale – Update
 - Susan and I met with the buyer on June 23. Discussed history of the property, future intended uses, excitement of the future of the property.
 - Buyer provided May update on 7/6/26.
 - Created high quality conceptual renders.
 - Held on-site meetings with potential stakeholders.
 - Continued discussions with potential partners for the project.
 - Continued review of costs and budget, as well as current market conditions.

Discussion: Leaning toward commercial operation with possible food. Closing date early September.

Devils Lake Flood Protection & Dredging Project

- JPA permit application progress:
 - We have received approval from Department of State Lands. ✓
 - USACE has approved our renewal of our no-test determination. ✓
 - DEQ 401 permit application has been submitted. DEQ said once they receive the LUCS/CUP from the City they will approve our permit. This permit will be the last

- to be approved as it requires a CUP from the city, flood development permit, and natural resource development review.
- Planning Commission approved our CUP application on June 16. It was not signed on July 7 as expected due to a lack of a quorum. Next planning commission meeting is July 21, plus a 12-day appeal period giving us a signed permit by August 4. This is a 4-week set back.
- In-water work period for coastal lakes, July 1-Sept. 15.
- City sewer project is on track to begin in August.
- DEQ Clean Water State Revolving Fund
 - Do not qualify at this time due to our progress with our dredging project. If we do want to apply for this grant, we will take a few steps backwards.

Discussion: DLWID does not qualify for DEQ Clean Water State Revolving Fund since too many things required and length of time needed. Similar projects might be possible if started early.

Operations

- Paternity Leave: Intermittent leave working 2-days per week, attend board meetings, sample water, coordination with dredging project.

Discussion: Boone working Wednesdays and Thursdays and other days as needed. Discussion of Paid Family Leave process.

Tina outlined things that Boone needs to do.

- Contact K&E and Knottworks
- Get language from attorney re: appeal process
- Call and email Richard Townsend (first)
- After bid received, schedule special meeting.

Availability of board members to meet by zoom was discussed.

9. Employment Review

Tina said it was a glowing review. Goals are to get Blue Heron Landing sale concluded and dredging project complete, then look at his job description.

MOTION: Tina French moved to increase the lake manager's salary by 2%. Dayton seconded the motion.

Voting: Dayton Mays – yes; Tina French – yes; Keith Fowler – yes; Bob Stolberg – yes; Susan Elworth – yes

Motion passed 5 - 0

Boone said 1.5% increase was budgeted. Tina said he would need to revise his salary with Paid Family Leave.

10. Public Comment: none

Next Meeting: Thursday, August 13, 2026

Meeting adjourned at 7:00 pm

Submitted by Susan Wahlke

DRAFT