

WEST DAKOTA WATER DEVELOPMENT DISTRICT
Corrected Meeting Minutes – July 18, 2012

Members Present: Sandra Beshara, Lloyd Booher, George Ferebee, Gale Holbrook, Kenneth E. Jasper, Orland Paulsen and Dwight W. Peterson

Members Absent: Lavern E. Koch and J. Foster Sawyer

Guests Present: Jay Gilbertson, East Dakota Water Development District; Joanne Noyes, South Dakota Geological Survey; Dan Driscoll and Galen Hoogestraat, U.S. Geological Survey; Robert Prann, U.S. Geological Survey/S.D. School of Mines; Carol Ferebee and an unidentified gentleman as private citizens

Staff Present: Blaise Emerson, Ali DeMersseman and Lola Lincoln

Chairman Paulsen called the meeting of the West Dakota Water Development District Board to order at 2:00 P.M. Roll call was taken, and a quorum was declared present.

APPROVAL OF AGENDA

DIRECTOR PETERSON MOVED FOR APPROVAL OF THE AGENDA AS WRITTEN; DIRECTOR BOOHER SECONDED.

DIRECTOR HOLBROOK MADE A SUBSTITUTE MOTION THAT THE ISSUE OF OPEN OR CLOSED MEETINGS BE ON THE AGENDA; CHAIRMAN PAULSEN CALLED FOR A SECOND.

Director Ferebee said that was his reason for having added *Revisit Reporting of Minutes to the Public* to the agenda.

THE SUBSTITUTE MOTION FAILED FOR LACK OF A SECOND. THE ORIGINAL MOTION PASSED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETING

DIRECTOR BESHARA MOVED TO ADD THE CORRECTION REGARDING MANAGEMENT OF THE 319 SPRING CREEK PROJECT TO THE MINUTES FOR MAY 16, 2012; DIRECTOR PETERSON SECONDED.

DIRECTOR FEREBEE MADE A SUBSTITUTE MOTION THAT THE MINUTES BE REDONE AND RE-PRESENTED AT THE SEPTEMBER MEETING FOR APPROVAL; DIRECTOR JASPER SECONDED. THE MOTION PASSED WITH DIRECTOR HOLBROOK OPPOSING.

REPORTS

Water Quality Sampling Program – Jay Gilbertson presented the East Dakota Water Development District's "Water Watch" Program.

DIRECTOR FEREBEE MOVED THAT WITHIN THE CONTEXT OF WHAT THE LAW PROVIDES FOR WEST DAKOTA AS JURISDICTION AND AS AUTHORITY, THE DIRECTORS COME BACK TO THE SEPTEMBER MEETING WITH SUGGESTIONS ON HOW TO PROCEED WITH WATER SAMPLING; DIRECTOR HOLBROOK SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Coordination of 319 Spring Creek Project

DIRECTOR FEREBEE MOVED THAT THE BOARD CONTINUE TO EVALUATE THE WEST DAKOTA BOARD BEING SUPERVISORS OF THE 319 PROJECT FOR THE SPRING CREEK WATERSHED; DIRECTOR JASPER SECONDED, AND THE MOTION PASSED WITH DIRECTOR HOLBROOK OPPOSING.

OLD BUSINESS

Acceptance of West Dakota's 2011 Audit Report by Department of Legislative Audit – Informational item; no action required.

Approval of West Dakota's 2011 Audit Report

DIRECTOR HOLBROOK MOVED FOR APPROVAL OF WEST DAKOTA'S 2011 AUDIT REPORT; DIRECTOR BESHARA SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

Onsite Wastewater Grant Application – Norman King

DIRECTOR BESHARA MOVED TO CONTINUE THIS ITEM; DIRECTOR JASPER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Draft of 2013 Budget – Informational item; no action required.

No-Cost Time Extension to Contract with South Dakota School of Mines for Tracking and Identification of Bacterial Sources in Stormwater Runoff

DIRECTOR PETERSON MOVED FOR APPROVAL; DIRECTOR HOLBROOK SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

Revisit Reporting of Minutes to the Public

DIRECTOR FEREBEE MOVED THAT THE MINUTES BE REPORTED IN ACCORDANCE WITH STATE LAW AND BE LIMITED TO MOTIONS, RESOLUTIONS AND BILLS PAID; DIRECTOR BOOHER SECONDED.

DIRECTOR HOLBROOK MADE A SUBSTITUTE MOTION TO MAINTAIN THE MINUTES AS IS; DIRECTOR PETERSON SECONDED. ROLL CALL VOTE: BESHARA, NO; BOOHER, NO; FEREBEE, NO; HOLBROOK, YES; JASPER, NO; PETERSON, YES, WITH THE MOTION FAILING.

ROLL CALL VOTE ON THE ORIGINAL MOTION: BESHARA, YES; BOOHER, YES; FEREBEE, YES; HOLBROOK, NO; JASPER, YES; PETERSON, NO, WITH THE MOTION PASSING.

Meeting Rules

DIRECTOR BESHARA MOVED THAT WEST DAKOTA TRY TO FOLLOW ROBERT'S RULES OF ORDER AS CLOSELY AS POSSIBLE IN CONDUCTING BOARD MEETINGS. THE MOTION DIED FOR LACK OF A SECOND.

DIRECTOR FEREBEE MOVED TO DISCUSS THE SAVING OF MEETING TAPES AT THE BOARD'S SEPTEMBER MEETING; DIRECTOR JASPER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

DIRECTOR FEREBEE MOVED TO REEMPHASIZE AND REITERATE THE BOARD'S POLICY OF FOLLOWING ROBERT'S RULES OF ORDER IN CONDUCTING MEETINGS; DIRECTORS HOLBROOK AND BESHARA SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

ITEMS FROM DIRECTORS

DIRECTOR JASPER MOVED THAT A REPRESENTATIVE FROM THE CITY OF RAPID CITY BE ASKED TO ATTEND THE BOARD'S SEPTEMBER MEETING TO EXPLAIN THE WATER LOSS FIGURES REPORTED FOR THE CITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AS WELL AS THE NITRATE LEVELS REPORTED IN THE CITY'S ANNUAL DRINKING WATER REPORT; DIRECTOR BESHARA SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

DIRECTOR FEREBEE MOVED THAT THE BOARD SHOULD ASK THE PENNINGTON COUNTY COMMISSION TO PROVIDE WEST DAKOTA WITH TAPES OF THEIR MEETINGS AND THAT STAFF PREPARE A LETTER TO THE COMMISSION CHAIRMAN; DIRECTOR BESHARA SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

DIRECTOR FEREBEE MOVED THAT THE CURRENT SPONSOR OF THE SPRING CREEK 319 WATERSHED PROJECT (PENNINGTON COUNTY) BE ASKED TO SEND A REPRESENTATIVE TO THE BOARD'S SEPTEMBER MEETING TO CLARIFY THE ISSUE AS TO WHERE, WITHIN A FEW FEET OF, THE 319 PROJECT STARTS AND STOPS; DIRECTOR BOOHER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

DIRECTOR BESHARA MOVED THAT THE BOARD PURSUE ANY INTEREST IN THE EXPANSION OF THE WEST DAKOTA WATER DEVELOPMENT DISTRICT BY CONTACTING COUNTY COMMISSIONERS TO SEE WHAT THEY THINK ABOUT JOINING THE WATER BOARD; DIRECTOR JASPER SECONDED.

DIRECTOR HOLBROOK CALLED THE QUESTION; DIRECTOR BESHARA SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

DIRECTOR BESHARA'S MOTION TO PURSUE INTEREST IN EXPANSION THEN PASSED UNANIMOUSLY.

ITEMS FROM THE PUBLIC

No formal action required on any items presented.

ADMINISTRATIVE ITEMS

Payment of Bills and Transfer of Funds

South Dakota Public Assurance Alliance	\$ 2,034.72
DOI - U.S. Geological Survey	20,000.00
Sandra Beshara	100.00
Lloyd M. Booher	104.00
George Ferebee	133.30
Kenneth E. Jasper	100.74
Lavern E. Koch	223.10
Dwight Peterson	100.00
J. Foster Sawyer	111.99
Black Hills Council of Local Governments	15,625.00
Bernard Marketing & Advertising	63.57
New Underwood Post	76.68
Southern Hills Publishing, Inc.	64.28
Rapid City Journal	174.00

DIRECTOR HOLBROOK MOVED TO APPROVE PAYMENT OF BILLS FOR THE MONTH OF JULY 2012 IN THE AMOUNT OF \$38,911.38 AND AUTHORIZE THE TRANSFER OF FUNDS NECESSARY FOR PAYMENT; DIRECTOR JASPER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Next Meeting Date – September 19, 2012

Respectfully submitted,



J. Foster Sawyer
Secretary