

# WEST DAKOTA WATER DEVELOPMENT DISTRICT

## Special Meeting Minutes - June 22, 2011

**Members Present:** Sandra Beshara, Lloyd (Max) Booher, George Ferebee, Gale Holbrook, Lavern E. Koch, Orland Paulsen, Dwight W. Peterson and J. Foster Sawyer

**Guests Present:** Lori Severson, Pennington County

**Staff Present:** Blaise Emerson, Ali DeMersseman and Lola Lincoln

Chairman Holbrook called the special meeting of the West Dakota Water Development District to order at 3:00 P.M. Roll call was taken, and a quorum was declared present.

### MINUTES

Chairman Holbrook asked for approval of the Board's May 18, 2011 Meeting Minutes.

**MEMBER PAULSEN MOVED FOR APPROVAL OF THE MINUTES FOR THE BOARD'S MAY 18, 2011 MEETING AS PRESENTED; MEMBER KOCH SECONDED.**

Chairman Holbrook then asked for discussion on the motion. Member Ferebee objected to the minutes as presented, after which,

**THE MOTION PASSED WITH MEMBER FEREBEE ABSTAINING.**

### NEW BUSINESS

**Discussion Regarding New Director Districts** - After reviewing the proposed new director district areas with the Board Members and identifying a possible conflict between Member Booher and Member Peterson's areas, plus input from Lori Severson, Pennington County, concerning legislative boundaries and voting precincts, Mr. Emerson said he preferred that the Board of Water and Natural Resources not adopt their proposed changes until such time as Pennington County has defined their precinct lines so changes can be made based on those lines. Ms. Severson said the Redistricting Committee faced a December 1<sup>st</sup> deadline. After further discussion,

**MEMBER BESHARA MOVED TO RECOMMEND TO THE BOARD OF WATER AND NATURAL RESOURCES THAT THEY POSTPONE REDISTRICTING UNTIL SUCH TIME AS PENNINGTON COUNTY HAS ESTABLISHED ITS PRECINCTS AND THEN BASE THE NEW DIRECTOR DISTRICTS ON THOSE PRECINCT LINES; MEMBER BOOHER SECONDED, AND THE MOTION PASSED WITH MEMBER FEREBEE VOTING NAY.**

**Rapid Valley Regional Water System** - Mr. Emerson said a meeting had been called a couple of weeks ago by the Department of Environment and Natural Resources' (DENR) Water Compliance Division to address water system compliance and water quality standard issues for a number of systems in Rapid Valley. The Department is asking West Dakota to become the coordinating agency to look at and/or sponsor an engineering study. West Dakota would prepare the Request for Proposal for engineering firms asking them to address feasibility, costs, options, etc., after which West Dakota would work with DENR on funding applications and conducting the study. He stressed that West Dakota's role from a staff perspective would be mainly one of coordination.

MEMBER KOCH MOVED TO INFORM THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES THAT THE WEST DAKOTA WATER DEVELOPMENT DISTRICT BOARD IS WILLING TO SPONSOR THE ENGINEERING STUDY WITHOUT MAKING A FINANCIAL COMMITMENT AT THIS TIME; MEMBER PETERSON SECONDED.

Chairman Holbrook asked for a roll call vote.

MEMBER PAULSEN, YES; MEMBER KOCH, YES; MEMBER PETERSON, YES; MEMBER SAWYER, YES; MEMBER BESHARA, YES; MEMBER FEREBEE, NO; MEMBER BOOHER, YES. THE MOTION PASSED.

**EXECUTIVE SESSION (Out of Sequence)**

Chairman Holbrook advised he was moving this item to this place on the Agenda and called for a motion to go into Executive Session.

MEMBER FEREBEE MOVED THAT THE BOARD GO INTO EXECUTIVE SESSION AT 3:45 P.M.; MEMBER BOOHER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

MEMBER KOCH MOVED THAT THE BOARD COME OUT OF EXECUTIVE SESSION AT 3:55 P.M.; MEMBER SAWYER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Any Other Items From Board Members - Chairman Holbrook asked for a motion to table this issue as it was his feeling Special Board Meetings were called for a special reason and without an item being included on the Agenda--the Board had no authority to take action.

MEMBER KOCH MOVED THAT THIS ITEM BE TABLED; MEMBER BOOHER SECONDED.

During discussion, Member Ferebee stated that "...the last meeting of the Board (May 18, 2011) had violated the South Dakota State Law and he thought that was part of the Special Meeting in his opinion, and he felt the Board should discuss that violation of State Law." Chairman Holbrook called for a vote on the motion, and Member Ferebee asked for a roll call vote.

MEMBER PAULSEN, YES; MEMBER KOCH, YES; MEMBER PETERSON, YES; MEMBER SAWYER, YES; MEMBER BESHARA, NO; MEMBER FEREBEE, NO; MEMBER BOOHER, NO. THE MOTION PASSED.

Next Meeting Date - The next meeting date will be July 20, 2011.

**ADJOURNMENT**

There being no formal motion to adjourn, the meeting concluded at 4:00 P.M.

Respectfully submitted,



Dwight Peterson  
Secretary