

WEST DAKOTA WATER DEVELOPMENT DISTRICT

Meeting Minutes - May 26, 2010

Members Present: James R. Hawke, Gale Holbrook, R.J. Inskeep, Lavern E. Koch, Orland Paulsen, Dwight W. Peterson and J. Foster Sawyer

Guests Present: Brittney Molitor, Pennington County; Dan Driscoll, Andy Long and Janet Carter, U.S. Geological Survey; Joanne Noyes, South Dakota Geological Survey; and Jay Gilbertson and Jeremy Hinke, East Dakota Water Development District

Staff

Present: Blaise Emerson, Denise Livingston and Lola Lincoln

Chairman Holbrook called the regular meeting of the West Dakota Water Development District to order at 2:00 P.M. Roll call was taken, and a quorum was present. Administrative Manager Emerson said he wanted to add one item to the Agenda under New Business; namely, an amendment to the contract with the School of Mines regarding Dr. Terry's Lidar Study. Member Hawke asked that a discussion to support Pennington County's involvement in the 319 Program grant application also be included under New Business.

MINUTES

MEMBER PAULSEN MOVED TO APPROVE THE MINUTES FOR THE MARCH 17, 2010 MEETING OF THE BOARD AS PRESENTED; MEMBER PETERSON SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

REPORTS

Update on 2010 Black Hills Hydrology Conference - Ms. Carter reported that the Western South Dakota Hydrology Conference held in conjunction with the Geological Society of America Conference in April had an overall attendance of nearly 550 people, and she thanked Mr. Van Lindquist for introducing the John T. Loucks Distinguished Lecture Series. Mr. Emerson reported that West Dakota would continue sponsoring a speaker for the noon luncheon during coming years in memory of Mr. Loucks.

Update on Microgravity Project - Dr. Long updated Board Members on this project advising the USGS was using measurements of the Earth's gravitational force to monitor changes in groundwater storage. He said two different types of meters were being used: an absolute meter which measures the absolute force of gravity and a relative meter whereby relative measurements can be made from one place to another. The combination of these two meters makes it possible to measure the change over time in groundwater volume.

In summary, Mr. Emerson asked about any potential, future projects that might present themselves. Dr. Long said a study to estimate porosity had been discussed using several stations placed along the

outcrop areas of the Madison and Minnelusa Aquifers to estimate porosity as well as locating where the switch is made from a Madison water flow to a Minnelusa water flow.

OLD BUSINESS

Public Relations Plan - Ms. Livingston presented two logos for consideration and asked that a choice be made so staff could proceed with web design and the incorporation of the selected logo into informational brochures in process, letterheads and business cards. After discussion of the pros and cons of each design,

MEMBER INSKEEP MOVED TO APPROVE THE LOGO DESIGN WITHOUT THE MAP OF THE STATE OF SOUTH DAKOTA INCORPORATED INTO IT; MEMBER SAWYER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Update on Pennington County's Onsite Wastewater Treatment Ordinance - Ms. Molitor reported that the next County Planning Commission meeting was scheduled for June 1, 2010, at 6:00 P.M. in the County Commission Room. After some discussion about previous meetings, Chairman Holbrook suggested a five-minute synopsis alternating between opponents and proponents of the Ordinance be used at a future meeting.

NEW BUSINESS (Out of Order)

Support of 319 Program - Member Hawke addressed the responsibility of preserving Sheridan Lake through the 319 Program and asked for a letter of support from West Dakota. Mr. Emerson noted that \$20,000 had been pledged over the next two years to Pennington County, with first \$10,000 included in the Board's due bills for this meeting.

Ms. Molitor said the proposal for this program was in process and that a letter of support was not need at this time, but if Pennington County proceeded with a grant application in August, letters of support would be appropriate at that time.

MEMBER INSKEEP MOVED THAT STAFF PREPARE A LETTER OF SUPPORT IF NEEDED AT THE APPROPRIATE TIME; MEMBER HAWKE SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

OLD BUSINESS (Continued)

Update on 2010 Elections - Mr. Emerson reported that Board Members had filed their petitions and that word had been received from the Secretary of State's Office the petitions (Holbrook, Inskeep, Koch, Paulsen, Peterson and Sawyer) had been validated. Those Board Members will be running unopposed so will not be included on the ballot in June. Members Hawke and Yelick did not file petitions because of changes in director areas which put them in contention with Members Sawyer and Paulsen.

CHAIRMAN HOLBROOK MOVED THAT STAFF CONTINUE SENDING MEETING INVITATIONS TO MESSRS. HAWKE AND YELICK AFTER THE EXPIRATION OF THEIR TERMS IN DECEMBER; MEMBER SAWYER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Mr. Emerson was asked to check with the Secretary of State's Office as to what constitutes a quorum for meeting purposes. Members questioned whether it was based upon the full board count of nine or only on those positions that are filled, inasmuch as West Dakota has three unfilled director positions.

Audit for Year-Ended December 31, 2009 - Mr. Emerson advised that Ms. Cathy Haveman, CPA, had been authorized by the State of South Dakota to do West Dakota's audit for 2009.

NEW BUSINESS (Continued)

Permission to Use Data - Dr. Maribeth Price, School of Mines and Technology, has requested authorization to use data from Dr. Alvis Lisenbee's vulnerability studies; namely, the onsite septic points and well points. The data will be incorporated into classroom books for students, and no personal data will be included. Member Yelick asked if she had contacted Dr. Lisenbee directly, and Administrative Manager Emerson said he would make sure she had. After further discussion regarding "intellectual property rights,"

MEMBER INSKEEP MOVED THAT STAFF PREPARE A LETTER OF AUTHORIZATION AFTER MR. EMERSON DETERMINES WHO HAS INTELLECTUAL PROPERTY RIGHTS TO THE INFORMATION; MEMBERS YELICK AND KOCH SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Amendment to Bylaws -

MEMBER YELICK MOVED TO AMEND THE BYLAWS TO REFLECT A CHANGE IN THE PRINCIPAL OFFICE ADDRESS OF THE WEST DAKOTA WATER DEVELOPMENT DISTRICT FROM 1602 MOUNTAIN VIEW ROAD, SUITE 104, RAPID CITY, SD 57702 TO 525 UNIVERSITY LOOP, SUITE 102, RAPID CITY SD 57701; MEMBER SAWYER SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Amendment to Lidar Study -

MEMBER PETERSON MOVED TO AMEND THE EXISTING LIDAR STUDY CONTRACT WITH DR. TERRY AT THE SCHOOL OF MINES GRANTING AN EXTENSION FOR COMPLETION OF WORK FROM MAY 31, 2010, TO DECEMBER 31, 2010, AT NO ADDITIONAL COST TO WEST DAKOTA; MEMBER PAULSEN SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

ADMINISTRATIVE ITEMS

Payment of Bills and Transfer of Funds -

MEMBER YELICK MOVED TO APPROVE PAYMENT OF BILLS FOR THE MONTH OF MAY IN THE AMOUNT OF \$13,732.08 AND AUTHORIZE THE TRANSFER OF FUNDS NECESSARY FOR PAYMENT; MEMBER PETERSON SECONDED, AND THE MOTION PASSED UNANIMOUSLY.

Next Meeting Date - The next meeting date will be July 21, 2010.

ADJOURNMENT

In the absence of a formal motion to adjourn, the meeting concluded at 3:15 P.M.

Respectfully submitted,

John Foster Lanyon, For the Secretary

R.J. Inskeep, Secretary