



**402 SAINT JOSEPH ST, STE 6**

**RAPID CITY, SD 57701**

**605-394-2685**

**WWW.WESTDAKOTAWATER.COM**

**WEST DAKOTA WATER DEVELOPMENT  
DISTRICT MEETING PACKET FOR  
TUESDAY, AUGUST 12, 2025 3PM REGULAR  
MEETING  
RAPID VALLEY SANITARY DISTRICT  
(LARRY D. STETLER, ADMIN)**

## **West Dakota Water Development District (WDWDD) Regular MEETING DRAFT AGENDA for August 12, 2025**

1. Pledge of Allegiance. (Chair)
2. Roll Call of Members (Admin)
3. Approval of Agenda (The board cannot take official action on any item not on the agenda)  
(Chair)
4. Conflict of interest disclosure. (Admin)
5. Approval of minutes from July 08, 2025 meeting. (chair)
6. Treasurer's report (Koth)
  - a. Ledger report
  - b. Projects report
7. Approve 2026 budget and levy request (Chair)
8. Approve policy change for administration office hours (Chair)
9. Keystone bridge project update (Mulally)
10. WDWDD insurance and other coverage update and approve SD Assurance Alliance payment  
(Executive Committee/Admin)
11. Approve expenses reimbursement for Director Driscoll
12. Information: ECC update (ECC)
13. Approve proposed bylaws change (Driscoll)
14. Approve volunteer waiver form
15. Approve new project funding of up to \$5,000 for collaborative erosion-control project with  
Cornerstone Mission. (Driscoll and E-C committee) *(FYI that the last paragraph on the 1st  
page has been modified to state that Cornerstone will be responsible for future maintenance.)*  
(Driscoll)
16. Approve new project funding of up to \$15,000 for collaborative erosion-control project with  
SD Mines. (Driscoll and E-C committee) *(FYI that the proposed funding level has been  
reduced by \$10K due to elimination of Area 2A from the previous version. Also, the last  
paragraph on the 2nd page has been modified to state that SD Mines will be responsible for  
future maintenance.)*
17. Approve additional project funding of \$25,000 for continuation of our Star Village erosion  
control project with the City of Rapid City and Tzadik Property Management. (Driscoll and E-  
C committee) *(Note: there are separate proposals for each of the two property owners;*

*however, we've always handled it with a single agenda item because it is treated as a single collaborative effort.)*

18. Approve worker appreciation events for volunteers assisting with erosion control projects as allowable expenditures for such projects. (Driscoll)
19. Chair's comments.
20. Items from directors.
21. Items from admin.
22. Items from public.
23. Adjournment

**AGENDA ITEM 1. Pledge of Allegiance. (Chair)**

**AGENDA ITEM 2. Roll Call of Members (Admin)**

**AGENDA ITEM 3. Approval of Agenda (The board cannot take official action on any item not on the agenda) (Chair)**

**AGENDA ITEM 4. Conflict of interest disclosure. (Admin)**

Any directors with a conflict of interest for any agenda item will so state.

The WDWDD bylaws were amended on 12 Feb 2019 to include defining conflict of interest disclosure as follows:

**ARTICLE V – DISCLOSURE OF CONFLICT OF INTEREST**

Any director who is present at a meeting at which is discussed any matter in which that director has, directly or indirectly, a private financial or property interest shall disclose such interest to the Board. Any such director shall refrain from advocating for or against the matter and shall disqualify himself/herself from voting on such matter. The Board may adopt a separate policy specifically, regarding ethical standards and practices.

**AGENDA ITEM 5. Approval of minutes from July 08, 2025 meeting in blue. (chair)**

**Draft minutes for regular board meeting on July 08, 2025, 3 PM**

*An audio recording for this meeting is available at [www.westdakotawater.com](http://www.westdakotawater.com) (Note time in lower right corner of the video is 24-hour format and is Mountain Time zone.)*

**CALL TO ORDER:** The West Dakota Water Development District (WDWDD) convened for a regular board meeting at the Rapid Valley Sanitary District, Rapid City, SD. Chair Mack called the meeting to order at 3:00 PM (Mountain Time).

**AGENDA ITEM 1. Pledge of Allegiance. (Chair) (3:00 PM)**

**AGENDA ITEM 2. Roll Call of Members. (Admin) (3:01 PM)**

Directors present: Ron Koth (Area 1), Roy Boschee (Area 2), Dan Driscoll (Area 3), Scott McGregor (Area 4), Dan Mulally (Area 5), William Young (Area 6), Thomas Mack (Area 7), Mark Kline (Area 8), Craig Kjar (Area 9).

A quorum was declared.

Administration present: Larry Stetler (Program Administrator)

**Others in attendance** (as per sign-in sheet): Barry Muxen (CWA, BHEC, Sierra Club), Kristen Conzet (WDRWS), Eva Chase (Pennington Conservation District), Scott Anderson (City of Rapid City), Jim Hayward.

**AGENDA ITEM 3. Approval of Agenda** (The board cannot take official action on any item not on the agenda) (Chair)

**Motion 1** by Driscoll second by Kline to approve agenda (with the following addition): Remove agenda item 8 due to conflict of presenter.

**Motion 1** carries unanimously on a voice vote.

**AGENDA ITEM 4. Conflict of interest disclosure.** (Admin)

0 conflicts stated.

**AGENDA ITEM 5. Approval of minutes** from May 13, 2025 meeting. (chair)

**Motion 2** by McGregor second by Kjar to approve minutes from May 13, 2025 meeting.

**Motion 2** carries unanimously on a voice vote.

**AGENDA ITEM 6. Treasurer's report** (Koth)

- a) Ledger report
- b) Projects report

**Motion 3** by Koth second by Mulally to approve the treasurer's report. 3:18 PM

**Motion 3** carries unanimously on a voice vote.

**AGENDA ITEM 7. Preliminary 2026 budget discussion**

- a. Pennington County tax levy request
- b. Approval of preliminary 2026 budget and the 2025 Pennington County Tax Levy
- c. Authorization to publish

Tax levy discussion:

Koth explained there could be one motion or three motions.

**Motion 4** by Mulally second by Driscoll to approve the tax levy and budget as presented in the packet. 3:21

Discussion: Koth explained levy and budget. Discussion discovered an error in the budget notice for publication. Correction to page 11 notice for publication needs to be changed from \$335,668.97 to \$289,002.3

Mulally stated start of the year funds are clearly trending higher and our balance is approaching \$1 million so taking the total levy possible might not have good optics. Koth stated reducing the levy request would reset the request to a lower level moving forward noting the levy is unchanged and the increase if due to new taxable properties.

**Substitute Motion 4** by Mulally second by Kline to not accept the 2025 levy request of \$274,359 and remain at 2024 level of \$264,775. 3:37 PM

Discussion that the amount of money currently obligated is over \$600,000 and projected expenditures plus possibility of cuts by other entities to our cost share projections indicate we do not have a large surplus of money. Several directors expressed concerns regarding our balance, but noted that we expect our future spending rate to increase substantially with some of our planned projects such as the Section 319 project.

**Substitute Motion 4** failed on voice vote. 4:48 PM

**Motion 4a** by Mulally second by Kjar for a roll-call vote.

**Motion 4a** passed on voice vote to conduct roll-call vote. **Substitute Motion 4** roll-call vote results: 2 votes in favor (Kline, Mulally), 7 votes against (Koth, Boschee, Driscoll, McGregor, Young, Mack, Kjar).

**Amendment to motion 4** by Mulally second by Driscoll to correct the 2026 project budget (p11) from \$335,668.97 to \$289,002.30. 3:52 PM

**Motion 4** as amended carries unanimously on a voice vote. 3:56 PM

**Motion 5** by Young second by Boschee to approve the publishing of the preliminary 2026 budget. 3:56 PM

**Motion 5** carries unanimously on a voice vote.

**AGENDA ITEM 8. Keystone project update** (Mulally). Removed (see Agenda Item 3) from the agenda. Rescheduled for the August meeting.

**AGENDA ITEM 9. WDWDD liability insurance** (Executive Committee/Admin). McGregor stated ongoing efforts to solicit quotes for various scenarios of liability insurance for WDWDD projects.

**AGENDA ITEM 10. ECC report** (ECC Committee), address ExComm letter – information

- a) Discuss funding of up to \$5,000 for collaborative erosion-control project with Cornerstone Mission. (Driscoll and E-C committee)
- b) Discuss funding of up to \$25,000 for collaborative erosion-control project with SD Mines. (Driscoll and E-C committee)
- c) Discuss additional funding of \$25,000 for continuation of our Star Village erosion control project with the City of Rapid City and Tzadik Property Management. (Driscoll and E-C committee) (*Note: there are separate proposals for each of the two property owners; however, we've always handled it with a single agenda item because it is treated as a single collaborative effort.*)

Driscoll discussed the status of the 3 listed potential projects and identified potential partners for each by either phone calls during the meeting or in-person presenters. The discussion was summarized by the following stated needs for future project initiation: 1) establish WDWDD liability insurance needs, 2) identify other (larger) groups that would manage the projects with WDWDD funding, 3) continuous future site monitoring for needed repairs, and 4) specifying the upcoming 319 grant that will provide the resources to alter how these erosion projects are managed with WDWDD supplying partial funding and expertise under a contractual agreement with an operator.

Koth stated that future project agreements need to specify 1) clear project goals, 2) responsibilities of each party involved, 3) cost-sharing obligation of the partners, 4) benefits of sediment reduction, and 5) impacts of each project site on the receiving water as a function of distance.

Other contributors to this discussion: Site a) Jim Jones, Cornerstone facilities director; site b) Dr. Heidi Sieverding (Asst Prof CEE) and Dr. Julia Loshelder (Asst Prof CEE); site c) Scott Anderson (City of Rapid City).

**AGENDA ITEM 11. Discuss volunteer expenses**

Motion was made by McGregor second by Kjar to reimburse Driscoll for volunteer appreciation expenses not to exceed \$550.

**Motion 6** was made by Koth second by McGregor to defer previous motion to the August meeting and include it on the agenda as a voting item.

**Motion 6** carries unanimously on a voice vote. 5:14 PM

**AGENDA ITEM 12. Discuss proposed bylaw changes** (Driscoll).

Suggested revisions from other Directors to be submitted to Driscoll by COB July 13.

**AGENDA ITEM 13. Pennington Conservation District report (Mack)**

Brief presentation by Eva Chase of Pennington Conservation District about recent work funded by WDWDD. She will investigate why fencing was not installed to eliminate future cattle damages. It was stated that there are no further projects that fall under the grant. McGregor suggested the account be zeroed.

**AGENDA ITEM 14. BOR WaterSMART grant update (Koth)**

Report on the recent efforts in modeling of the Deerfield and Pactola dam operations.

**AGENDA ITEM 15. Chair's comments.**

Chairman Mack has visited the Star Village erosion control site. He has also contacted persons about the status of the 319 grant.

**AGENDA ITEM 16. Items from directors.**

Mulally commented on water use in RV and noted that Green Valley project costs have increased. Young is taking a field trip on July 19 (meet at 9:30 AM at Dakota Angler) to Green's Gulch and Silver Creek.

**AGENDA ITEM 17. Items from admin.**

Admin noted that the 'westdakotawater.com' domain has been transferred to Hover for the next 4 years. A .gov domain does not appear to be used outside of federal and state offices. A change of office hours from the current Monday 1-5PM to 10AM-2PM requires a policy change and notification to Directors, which was accomplished by Chairman Mack at the meeting.

**AGENDA ITEM 18. Items from public.**

None

**AGENDA ITEM 19. Adjournment.** Meeting was adjourned at 5:56PM.

Meeting was adjourned by Chairman Mack.

Respectfully submitted:

Larry D Stetler, Program Administrator

Craig Kjar, Secretary

**AGENDA ITEM 6: Treasurer's Report**

- a) Figure 1. Treasurer's Ledger Report
- b) Figure 2. Projects Report
- c) Figure 3. Project Timeline

a) Ledger Report

Account	Total
<b>Assets</b>	
<b>Current Assets</b>	
<b>Bank Accounts</b>	
BHCB ASAP Transfers BOR Federal Grant Checking	100.00
BHCB BOR WaterSMART Grant - Match	41,456.88
BHC Business Savings	647.90
BHC Main Checking Account	7,487.39
BHC Savings-PennCo Levi Money Market	139,461.39
<b>Total for Bank Accounts</b>	<b>\$189,153.56</b>
Accounts Receivable	-
<b>Other Current Assets</b>	
Raymond James CD 57203	-
Raymond James Savings Account	805,777.71
<b>Total for Other Current Assets</b>	<b>\$805,777.71</b>
<b>Total for Current Assets</b>	<b>\$994,931.27</b>
Fixed Assets	-
Other Assets	-
<b>Total for Assets</b>	<b>\$994,931.27</b>

Accrual basis | Monday, August 4, 2025 10:51 AM GMT-06:00

Activity YTD Comparison Jan1-Aug4 2025		
West Dakota Water Development District		
January 1-August 4, 2025		
	TOTAL	
Account	Jan 1 - Aug 4 2025	Jan 1 - Aug 4 2025 (YTD)
<b>Income</b>		
Grants	68,782.66	68,782.66
Pennington County Tax Levy	148,610.86	148,610.86
<b>Total for Income</b>	<b>\$217,393.52</b>	<b>\$217,393.52</b>
Cost of Goods Sold	-	-
<b>Gross Profit</b>	<b>\$217,393.52</b>	<b>\$217,393.52</b>
<b>Expenses</b>		
<b>Non-Project Expenses</b>	<b>\$32.00</b>	<b>\$32.00</b>
Admin/Office Expenses	7,475.31	7,475.31
Computer/Software Related	795.47	795.47
Director Stipend	3,300.00	3,300.00
Director Travel/Mileage	281.57	281.57
Insurance Expense	375.00	375.00
Legal Notices	29.63	29.63

Phone Expense	277.76	277.76
Professional Admin Services Contract	14,116.10	14,116.10
Professional Services/Contracts	2,590.25	2,590.25
Rents	3,500.00	3,500.00
<b>Total for Non-Project Expenses</b>	<b>\$32,773.09</b>	<b>\$32,773.09</b>
▼ <b>Project Expenses</b>		
22_003_PCDXX	7,500.00	7,500.00
22-006 Star Village Erosion Control	573.50	573.50
23-006 Raider Park at Stevens	2,163.70	2,163.70
23-008 Barr BOR Grant Pactola/De...	16,749.68	16,749.68
24-004 BARRX Barr Water Mgmt M...	91,016.89	91,016.89
24-005 USGS Streamflow	8,921.25	8,921.25
25_001_USGSX	2,000.00	2,000.00
25_002_EDAYX	1,000.00	1,000.00
<b>Total for Project Expenses</b>	<b>\$129,925.02</b>	<b>\$129,925.02</b>
Uncategorized Expense	262.20	262.20
<b>Total for Expenses</b>	<b>\$162,960.31</b>	<b>\$162,960.31</b>
<b>Net Operating Income</b>	<b>\$54,433.21</b>	<b>\$54,433.21</b>
▼ <b>Other Income</b>		
Interest Income	21,023.98	21,023.98
<b>Total for Other Income</b>	<b>\$21,023.98</b>	<b>\$21,023.98</b>
Other Expenses	-	-
<b>Net Other Income</b>	<b>\$21,023.98</b>	<b>\$21,023.98</b>
<b>Net Income</b>	<b>\$75,457.19</b>	<b>\$75,457.19</b>

Accrual basis | Monday, August 4, 2025 10:39 AM GMT-06:00

Figure 1. Treasurer's Ledger Report.



## a) Project Report

WDWDD Project Assistance Summary, projectSummaryWdwdd.xlsx, LD Stetler		8/4/2025		
Name	WDWDD Proj. number	Grant Amount	current paid amount	Balance remaining
2025 Projects				
2025 Western Dakota Hydrology Conf. (closed)	25 001 USGSX	\$2,000.00	\$2,000.00	\$0.00
2025 Earth Day Expo (closed)	25 002 EDAYX	\$1,000.00	\$1,000.00	\$0.00
2024 Projects				
2024 Western Dakota Hydrology Conf. (closed)	24 001 USGSX	\$2,000.00	2,000.00	\$0.00
GFP Invasive Species Boat Inspections (closed)	24 002 GFPXX	\$20,000.00	20,000.00	\$0.00
Barr manage through the finalization of the BOR grant (closed)	24 003 BARRX	\$7,500.00	7,399.00	\$101.00
Barr Water Management Modeling of Deerfield/Pactola-system	24 004 BARRX	\$349,721.00	137,108.41	\$212,612.59
USGS Stream Gauges 2024-2027	24 005 USGSX	\$35,685.00	8,921.25	\$26,763.75
WDRWS Grant for Matching SWRMS (closed)	24 006 WDRWS	\$25,000.00	25,000.00	\$0.00
EPA Section 319 DANR Watershed Improvement Project	24 007 DANRX	\$133,333.00	0.00	\$133,333.00
2023 Projects				
USGS Stream Gauges 2023 (closed)	23 001 USGSX	\$16,080.00	\$16,080.00	\$0.00
GFP Invasive Species Boat Inspections (closed)	23 002 GFPXX	\$20,000.00	\$20,000.00	\$0.00
Rotating Basins Rotation 2023 DANR (closed)	23 003 DANRX	\$26,500.00	\$26,500.00	\$0.00
2023 Western Dakota Hydrology Conf. (closed)	23 004 USGSX	\$2,000.00	\$2,000.00	\$0.00
WDRWS Grant for Matching SWRMS (closed)	23 005 WDRWS	\$25,000.00	\$25,000.00	\$0.00
Collaborative Project for Erosion Control Raider Park	23 006 RAIDE	\$15,000.00	\$8,693.70	\$6,306.30
Keystone Removal of Sediment Winter Street Bridge (closed)	23 007 KEYST	\$10,000.00	\$10,000.00	\$0.00
Barr BOR Grant Application Pactola/Deerfield Model (closed)	23 008 BARRX	\$8,538.00	\$8,538.00	\$0.00
Medicine Mountain Boy Scouts Water (closed)	23 009 BOYSC	\$25,000.00	\$25,000.00	\$0.00
WaterSmart BOR Pactola/Deerfield Study	23 010 BORXX	\$100,000.00	\$0.00	\$100,000.00
USGS Stream Gauges 2024 (closed)	23 011 USGSX	\$16,450.00	\$16,450.00	\$0.00
2022 Projects:				
USGS Stream Gauges 2022 (closed)	22 001 USGSX 21	\$15,760.00	\$15,760.00	\$0.00
Rotating Basins Rotation 2 DANR (closed)	22 002 DANRX	\$22,000.00	\$22,000.00	\$0.00
Rapid Creek Restoration Penn Conservation District	22 003 PCDXX	\$50,000.00	\$7,500.00	\$42,500.00
2022 Western Dakota Hydrology Conf. April. (closed)	22 004 USGSX	\$2,000.00	\$2,000.00	\$0.00
GFP Invasive Species Boat Inspections (closed)	22 005 GFPXX	\$20,000.00	\$20,000.00	\$0.00
Collaborative project for erosion control Star Village, RC	22 006 STRRC	\$15,000.00	\$13,340.85	\$1,659.15
Collaborative project for erosion control Star Village, Tzadik	22 007 STRTZ	\$9,000.00	\$2,536.35	\$6,463.65
2020/2021 Projects:				
Trinity Eco Park Drainage Improvement (closed)	20 006 TRINI 20 AO	\$24,500.00	\$24,500.00	\$0.00
SDSMT Impervious Areas in RC (closed)	20 003 SDSMT 20 AO	\$24,871.00	\$20,965.57	\$0.00
USGS Stream Gauges (closed)	20 001 USGSX 19 AZ	\$15,600.00	\$15,600.00	\$0.00
USGS Water Quality Monitoring of Canyon Lake (closed)	20 002 USGSX 19 AO	\$18,000.00	\$18,000.00	\$0.00
Town of Keystone (closed)	20 007 KEYSTO 20 AO	\$25,000.00	\$25,000.00	\$0.00
Revegetation Exposed Soils on SDSMT (closed)	20 005 SDSMT 20 AO	\$24,800.00	\$24,800.00	\$0.00
Banner Next Steps for Missouri River Water (closed)	20 004 BANN 20 AZ	\$24,500.00	\$24,500.00	\$0.00
Banner Missouri Water Needs Assessment task 1 (closed)	20 009 BANN 21 AO	\$79,030.00	\$79,030.00	\$0.00
USGS Stream Gauges 2020 (closed)	20 010 USGSX	\$15,600.00	\$15,600.00	\$0.00
Green Valley Sanitary District (Interstate Engineering)	20 008 GVSDW 20 AO	\$125,000.00	\$0.00	\$125,000.00
2021 Western SD Hydrology Conf. (closed)	21 001 USGSX 21 AZ	\$1,000.00	\$1,000.00	\$0.00
GFP Invasive Species Boat Inspections (closed)	21 002 GFPXX 21 AO	\$10,000.00	\$10,000.00	\$0.00
Erosion Control Project at LaCroix Golf Course	21 003 RCXXX 21	\$12,000.00	\$10,108.62	\$1,891.38
Erosion Control of Exposed Soils N. of Star Village, Weger (closed)	21 004 STRWE 21	\$10,000.00	\$8,746.64	\$0.00
Erosion Control of Exposed Soils N. of Star Village, Tzadik (closed)	21 005 STRTZ 21	\$15,000.00	\$7,516.18	\$0.00
Repair of Living Lab SDSMT (closed)	21 006 SDSMT	\$5,000.00	\$4,336.52	\$0.00
Phase II TerraSite Inventory Impervious Areas in RC (closed)	21 007 TERRA	\$24,950.00	\$24,950.00	\$0.00
<b>TOTAL PROJECT OBLIGATIONS</b>				<b>\$656,630.82</b>

Figure 2. Projects Report

## b) Timeline

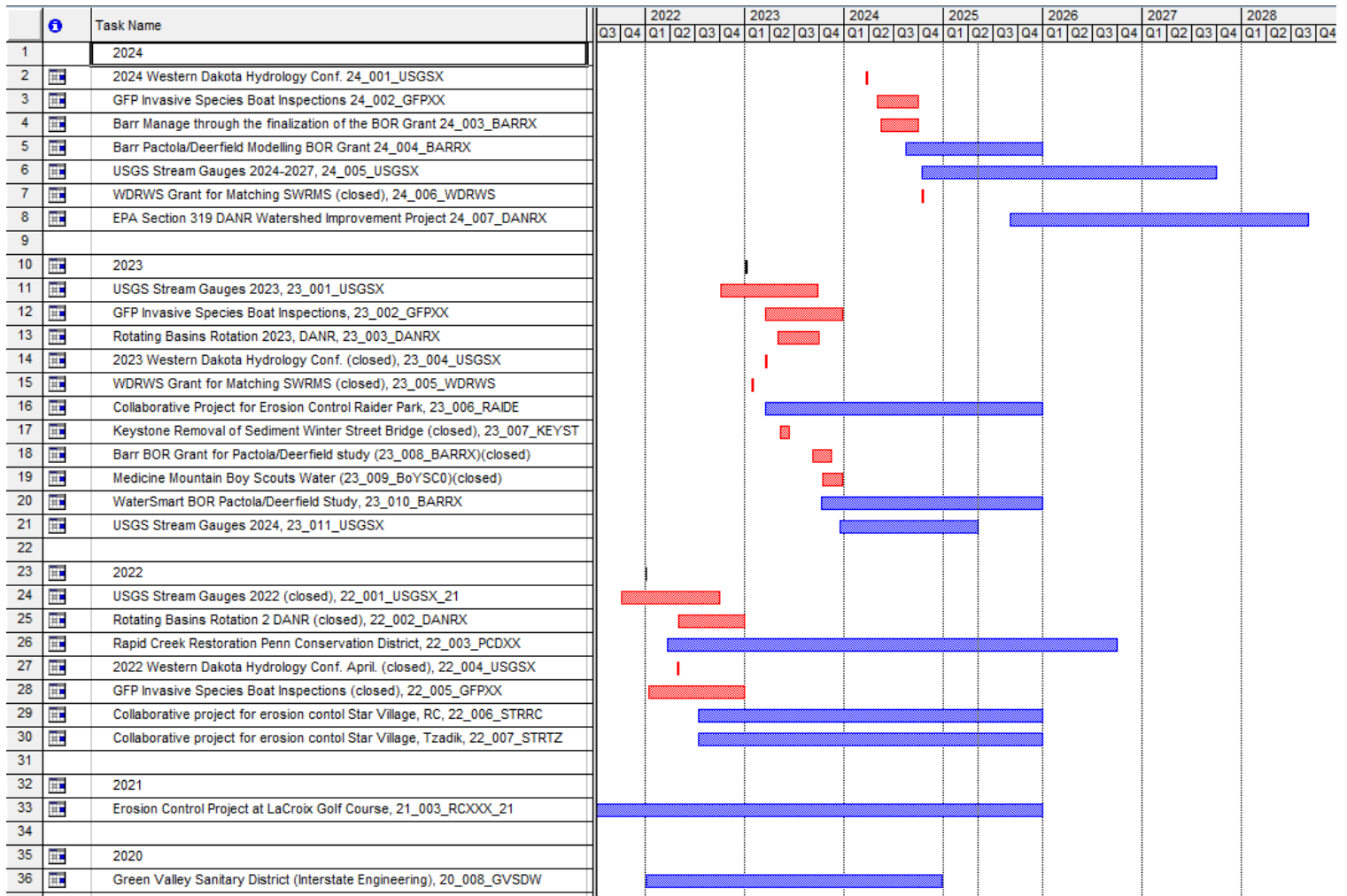


Figure 3. Project Timeline (Red = Closed).

### AGENDA ITEM 7: 2026 budget approval

Approve the 2026 budget and Penn Co 2025 Tax Levy Request

- 1) Figure 4. Affidavit and published 2026 proposed budget
- 2) Figure 5. Pennington County levy request (based on 2025 taxes)

## Affidavit of Publication

State of South Dakota )

)ss.

County of Pennington )

Jerry Lee Lenander of said county, being duly sworn, on oath says that he is publisher of the Hill City Prevaler News, a weekly newspaper printed and published in Hill City, said County of Pennington, and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said county for fifty-two successive weeks next prior to the publication of the notice herein, mentioned, and was and is printed wholly or in part in an office maintained at said place of publication: that the

*West Dakota Water Development District*

*Notice of Public Hearing -*

*Adopt FY 2026 Budget - Chart*

a printed copy of which, taken from the paper in which the same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once each week for one successive week(s), on which said newspaper was regularly published, to wit:

*July 30, 2025* ; \_\_\_\_\_ ; \_\_\_\_\_ ;  
\_\_\_\_\_ ; \_\_\_\_\_ ; \_\_\_\_\_ ;  
\_\_\_\_\_ ; \_\_\_\_\_ ; \_\_\_\_\_ ;

the full amount of the fees for the publication of the annexed notice is \$ 29.63

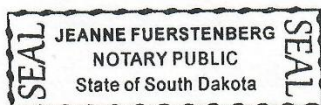
Subscribed and sworn to me before this 30<sup>th</sup>

of July, 2025;

*Jeanne Fuerstenberg*

NOTARY PUBLIC

MY COMMISSION EXPIRES: NOV 30 2027



## NOTICE OF PUBLIC HEARING

### TO ADOPT FY 2026 BUDGET OF THE WEST DAKOTA WATER DEVELOPMENT DISTRICT

A public hearing will be held at the Rapid Valley Sanitary District office, 4611 Teak Drive, Rapid City, SD on Tuesday, 12 August, 2025, 3 PM, MDT to consider the proposed West Dakota Water Development District budget for Fiscal Year 2026, beginning January 1, 2026.

### PRELIMINARY FY 2026 BUDGET

#### MEANS OF FINANCE

Tax Revenue .....	\$274,359
Interest .....	\$30,000
<b>TOTAL FY 2026 MEANS OF FINANCE .....</b>	<b>\$304,359</b>

#### NON-PROJECT EXPENDITURES

Board of Directors .....	\$8,200
Administration .....	\$31,000
Admin. Contingency Fund .....	\$5,000
Professional Services .....	\$24,000
<b>TOTAL FY 2026 NON-PROJECT EXPENDITURES .....</b>	<b>\$68,200</b>

#### PROJECT EXPENDITURES

Earth Day .....	\$1,000
Green Valley Sanitary District .....	\$125,000
USGS Stream Gauges .....	\$11,985
Rapid Creek Restoration Penn Conservation District .....	\$42,500
Western Dakota Hydrology Conference .....	\$2,000
Barr Wayer Management Modeling - Deerfield/Pactola .....	\$50,000
EPA Section 319 Watershed Improvement Project in partnership with SDDANR .....	\$50,000
Erosion control at Raider Park .....	\$6,517

<b>TOTAL FY 2026 PROJECTS .....</b>	<b>\$289,002</b>
<b>TOTAL FY 2026 BUDGET .....</b>	<b>\$357,202</b>

The purpose of holding this hearing is to provide the public an opportunity to contribute to, and comment on, the Water Development District's proposed operating budget for Fiscal Year 2026.

The West Dakota Water Development District promotes the conservation, development, and proper management of district water resources according to district priorities; supports water quality and supply projects through technical, organizational and financial assistance to prospective and existing project sponsors; and through other appropriate actions supports the purposes of South Dakota Codified Law chapters 34A-2, 34A-3A, 34A-6, 34A-9, chapters 46A-3A to 46A-3E, inclusive, and chapters 46A-1 and 46A.

Persons interested in presenting data, opinions, and arguments for and against the proposed budget may appear, either in person or by representative, at the hearing, and be heard and given an opportunity for a full and complete discussion of all items in the budget.

[Published July 31 & Aug. 7, 2025, at the total approximate cost of \$98.73 and may be viewed free of charge at [www.sdpublicnotices.com](http://www.sdpublicnotices.com)]

Figure 4. Affidavit and published draft of the 2026 budget.

**2025 Tax Levy Request**  
**Due By: 10/01/2025**

West Dakota Water District  
Thomas Mack  
314 E Tallent St  
Rapid City SD 57701

Daytime Phone #: (605) 850-3677

District Email: wdwdd0@outlook.com

**Check box or boxes below to levy maximums allowable:**

☐ Estimated max tax dollars available: \$274,359

☐ Opt Out Dollars available: \$0

Opt Out Expires in:

OR

**Write in specific dollar amounts below if different than above:**

General Fund: \$

Other Fund: \$

Impose New Tax: \$

Opt Out Tax \$'s: \$

New Opt Out: \$

Total: \$

Appove Date: \_\_\_\_\_

Appove Date: \_\_\_\_\_

West Dakota Water District - D

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Figure 5. 2025 Pennington County levy request.

**AGENDA ITEM 8:** Approve policy change for administration office hours (Chair)

**POLICY 26: HOURS OF BUSINESS**

The office of the District shall be open to the public between the hours of **10 a.m. to 2 p.m.** ~~1:00 p.m. to 5:00 p.m.~~ on Mondays of each week with the following exception: The office will be closed on South Dakota State holidays as specified in SDCL 1-5-1. The District shall provide for a telephone w/answering device or service and/or call forwarding to a designated contact point for other times considered to be regular business hours. If regular District employee or contractor are not available during this time due to scheduling conflicts, the manager may arrange for temporary staff to keep the office open

- The manager may allow the office to be closed for short intervals during this period if providing temporary staff is deemed too costly

**AGENDA ITEM 9:** Keystone bridge project update (Mulally)

**AGENDA ITEM 10:** WDWDD insurance and other coverage update and approve SD Assurance Alliance payment (Executive Committee)



Customer Information

Name of Group:		
Street Address:		
City:	State:	Zip Code:
Nature of Business/SIC Code:		

Plan Design Options

Benefit	Plan 1 Excess Medical Benefit Amount	Plan 1 Primary Medical Benefit Amount	Plan 1 Excess Medical with TTD Benefit Amount	Plan 1 Primary Medical with TTD Benefit Amount	Plan 2 Excess Medical Benefit Amount	Plan 2 Primary Medical Benefit Amount	Plan 2 Excess Medical with TTD Benefit Amount	Plan 2 Primary Medical with TTD Benefit Amount
Accidental Death	\$25,000				\$50,000			
Accidental Dismemberment								
One Member	\$25,000				\$50,000			
Two Members	\$50,000				\$100,000			
Thumb & Index Finger	\$12,500				\$25,000			
Aggregate Limit	\$1,000,000							
Coma	1% of Principal Sum per Month							
Paralysis								
Quadriplegia	\$50,000				\$100,000			
Hemiplegia	\$50,000				\$100,000			
Paraplegia	\$50,000				\$100,000			
Uniplegia	\$25,000				\$50,000			
Temporary Total Disability (TTD)*								
Weekly Benefit Amount	N/A	N/A	\$250		N/A	N/A	\$250	
Benefit Period	N/A	N/A	52 weeks		N/A	N/A	52 weeks	
Elimination Period	N/A	N/A	7 days		N/A	N/A	7 days	
Accident Medical Expense Benefit Coverage	\$50,000				\$100,000			
Incurral Period	180 days							
Benefit Period	52 weeks							
Deductible	\$0							
Rate**	\$2.40	\$3.71	\$3.72	\$4.41	\$2.90	\$4.55	\$4.27	\$5.37

\* TTD is not available in California.

\*\*Rate applies on an annual basis. Rate includes 15% commission.

Chubb. Insured.<sup>SM</sup>

Chubb is the marketing name used to refer to subsidiaries of Chubb Limited providing insurance and related services. For a list of these subsidiaries, please visit our website at [www.chubb.com](http://www.chubb.com). Insurance provided by Federal Insurance Company and its U.S.-based Chubb underwriting company affiliates. All products may not be available in all states. Coverage is subject to the language of the policies as actually issued. Chubb, 202 Hall's Mill Road, Whitehouse Station, NJ 08889-1600. (Rev. 5/2024)

Figure 6. CHUBB published insurance rates for volunteers.

**AGENDA ITEM 11: Approve expenses reimbursement for Director Driscoll**



Figure 7. Submitted expense receipts total \$529.18.

**AGENDA ITEM 12: Information: ECC update (ECC)**

**AGENDA ITEM 13: Approve proposed bylaws change (Driscoll)**

**WEST DAKOTA WATER DEVELOPMENT DISTRICT BYLAWS**

**Change History**

Date	Author	Section/page	Notes
12 Feb 2019	D. Mulally	V/3	Added conflict of interest disclosure
14 Jan 2020	D. Mulally	IV/3	Changed to 7 meeting/yr
10 Nov 2020	D. Mulally	VI/3, VII/3	Change 30 days notification to 25 days
12 Dec 2024	D. Mulally	III/1	Change wording
12 Dec 2024	D. Mulally	III/2	Add sec. 2 to III
12 Dec 2024	D. Mulally	VIII	Add article VIII

ARTICLE I - PURPOSE, LEGAL AUTHORITY, AND OFFICE LOCATION.....2

Section 1 - Purpose.....	2
Section 2 - Governance .....	2
Section 3 - Principal Office.....	2
ARTICLE II - VOTES .....	2
Section 1 - Votes .....	2
ARTICLE III - OFFICER DUTIES .....	2
Section 1 – Duties of Officers .....	2
Section 2 – Executive Committee .....	3
ARTICLE IV - MEETINGS (REGULAR, ANNUAL, AND SPECIAL) .....	3
Section 1 - Regular Meeting.....	3
Section 2 - Special Meeting .....	3
Section 3 - Order of Meetings .....	3
ARTICLE V – DISCLOSURE OF CONFLICT OF INTEREST .....	3
ARTICLE VI – BY-LAW AMENDMENTS.....	4
ARTICLE VII – POLICY AND PROCEDURE AMENDMENTS.....	4
ARTICLE VIII – PROJECT MANAGEMENT .....	4

## **ARTICLE I - PURPOSE, LEGAL AUTHORITY, AND OFFICE LOCATION**

### **Section 1 - Purpose**

SDCL 46A-3A-1.1. Districts to promote conservation, development and management of resources--  
 Serve as clearinghouse for water quality and supply projects. Water development districts shall  
 promote the conservation, development, and proper management of district water resources according  
 to district priorities and shall serve as a district-wide clearinghouse authority for water quality and  
 supply projects through technical, organizational and financial assistance to prospective and existing  
 project sponsors and through recommending projects for inclusion in the state water plan, and through  
 other appropriate actions accomplish the purposes of chapters 34A-2, 34A-3A, 34A-6, 34A-9, chapters  
 46A-3A to 46A-3E, inclusive, and chapters 46A-1 and 46A-2.

### **Section 2 - Governance**

The West Dakota Water Development District is governed by the laws established by the South  
 Dakota Legislature. The laws are listed below:

46A-3A Water Development Districts - Establishment 46A-3B Water Development Districts – Board  
 of Directors 46A-3C Water Development Districts – Dissolution

46A-3D Water Development Districts – Powers and Duties

Chapter 46A-3E Water Development Districts – Tax Levies and Special Assessments

### **Section 3 - Principal Office**

The principal office of the West Dakota Water Development District shall be at 402 St Joseph St,  
 Rapid City, South Dakota 57701, provided that the location of such principal office may be changed by  
 amendment to these Bylaws by the action of the Board of Directors.



## ARTICLE II - VOTES

### Section 1 - Votes

Each Director shall be entitled to one (1) vote on all matters requiring a vote at meetings of the Board of Directors.

## ARTICLE III - OFFICER DUTIES

### Section 1 – Duties of Officers

- (a) The Chairman shall preside at the meetings of the Board of Directors. She/he shall execute contracts and other instruments on behalf of the Board and otherwise represent the Board. She/he shall determine the need for and call special meetings of the Board. She/he may sign vouchers for disbursement of Water Development District funds. She/he may appoint committees for specific purposes. She/he may perform such other duties as prescribed by the Board of Directors.
- (b) The Vice-Chairman shall, in the absence or disability of the Chairman, perform the duties and exercise the powers of the Chairman. She/he may perform other duties as prescribed by the Board of Directors.
- (c) The Secretary shall provide seven (7) days notice if by mail of Board of Directors' Meetings, or three (3) days written notice if by telephone or email (if Director has email and receipt of email is recognized by Director); shall keep the minutes of the Board of Directors' Meetings; shall attest to documents reflecting the Board of Directors' actions as required and may perform such other duties as may be prescribed by the Board of Directors.
- (d) The Treasurer shall have custody over all funds and securities of the Water Development District and shall give bond, in such sum and with such sureties as prescribed (unless otherwise insured), conditioned upon the faithful performance of the duties of his/her office. She/he shall keep and/or administer accurate accounts of the receipts and disbursements in the books of the Water Development District. She/he shall administer deposit of such monies as may come to the Water Development District in depositories designated by the Board of Directors. She/he shall administer the preparation and signing of vouchers and distribute warrants and checks in payment of proper claims against the Water Development District. She/he shall prepare or cause to be prepared and submit periodic financial statements and reports of the account of the Water Development District. She/he shall perform such other duties as the Board of Directors may prescribe.

### Section 2 – Executive Committee

The Executive Committee shall consist of the Chairman, Vice-Chairman, Secretary, and Treasurer. The Executive Committee shall meet in advance of meetings of the Board of Directors to establish meeting agendas. ~~The Program Administrator will notify Directors of Executive Board meeting dates at least two weeks in advance to allow adequate time for submittal of agenda items.~~ The Executive Committee may perform other duties as described under Policies 4, 11, and 15 in the WDWDD Policy and Procedure Manual, or as prescribed by the Board of Directors. ~~Audio recordings of Executive Committee meetings will be made available to Directors via an internal web site.~~

## ARTICLE IV - MEETINGS (REGULAR, ANNUAL, AND SPECIAL)

### Section 1 - Regular Meeting

There shall be seven (7) regular meetings of the Board of Directors each year. These meetings shall be scheduled on the second Tuesday of the Months of January, March, May, July, August, October, and December at a place and time to be specified by the Board of Directors. The Board of Directors by concurrence of a majority vote may cancel any regular meeting or change the place, date or time of such meeting. Notice of such regular meeting shall be mailed or emailed by the Secretary or Program Administrator to each Director at least seven (7) days before each meeting. In lieu of written notice, the Secretary or Program Administrator may give notice by telephone if made at least three (3) days prior to the meeting. In the case of telephone notice, at least a majority of the Directors shall assure the Secretary or Program Administrator of intention to attend the meeting. Unless otherwise specified by the Board, regular meetings shall be open to the public.

Meeting agendas should be in compliance with the document: “Conducting the Public's Business in Public, A guide to South Dakota’s Open Meetings Laws.” **Standard agenda items for regular meetings typically will include the pledge of allegiance, roll call of members, approval of agenda, conflict of interest disclosure, approval of minutes from previous meeting, and treasurer's report at the front end of the agenda. Standard items at the end of the agenda will include chair's comments, items from directors, items from admin, items from public, and adjournment.**

**Inclusion of other agenda items will require (1) sponsorship by board members to be submitted in writing or via email in advance of the Executive Committee meeting or (2) sponsorship by the Program Administrator. The Executive Committee will review submitted agenda items and establish the order of the agenda. The Executive Committee may suggest modification, deferral, or withdrawal of submitted agenda items; however, the final decision rests with the submitting director, contingent on approval of the agenda at the board meeting. By majority vote of the board, agenda items can be added or removed when approving the agenda; however, it is best that agenda items that are likely to receive public input or those requiring advanced consideration by board members be submitted before the Executive Committee meeting. In particular, items that require a vote to appropriate money should not be added at the meeting without careful consideration.**

## **Section 2 - Special Meeting**

Special meetings of the Board of Directors may be scheduled by the Chairman, or upon written request of three (3) Directors to the Secretary. Directors shall be notified of the place, date, time and purpose of such special meetings in the same manner as in the case of regular meetings, provided that the Directors, by unanimous consent, may hold a special meeting at any place, date and time. Unless otherwise specified by the Board, special meetings shall be open to the public.

## **Section 3 - Order of Meetings**

A majority of the number of members elected and appointed shall constitute a quorum. Robert’s Rule of Order, as interpreted by a parliamentarian (when available) for the Chairman, shall govern all meetings of the Board of Directors.

## **ARTICLE V – DISCLOSURE OF CONFLICT OF INTEREST**

Any director who is present at a meeting at which is discussed any matter in which that director has, directly or indirectly, a private financial or property interest shall disclose such interest to the Board. Any such director shall refrain from advocating for or against the matter and shall disqualify

himself/herself from voting on such matter. The Board may adopt a separate policy specifically regarding ethical standards and practices.

## **ARTICLE VI – BY-LAW AMENDMENTS**

These Bylaws may be amended at any regular meeting of the Board of Directors by a favorable vote of at least two-thirds of those Directors present and voting. Proposed amendments to these Bylaws shall be

submitted to the Secretary by a Director at least twenty-five (25) days prior to the regular meeting at which such proposed amendments are to be considered by the Board of Directors. A copy of the proposed amendment(s) shall be sent to each Director by the Secretary at least fifteen (15) days prior to the meeting at which such amendment(s) are to be considered by the Board of Directors.

## **ARTICLE VII – POLICY AND PROCEDURE AMENDMENTS**

The Policies and Procedures of the District may be amended at any regular meeting of the Board of Directors by a favorable vote of at least two-thirds of those Directors present and voting. Proposed amendments to the Policies and Procedures shall be submitted to the Secretary by a Director at least twenty-five (25) days prior to the regular meeting at which such proposed amendments are to be considered by the Board of Directors. A copy of the proposed amendment(s) shall be sent to each Director by the Secretary at least fifteen (15) days prior to the meeting at which such amendment(s) are to be considered by the Board of Directors.

## **ARTICLE VIII – PROJECT MANAGEMENT**

Projects initiated and managed by West Dakota Water Development District must have no fewer than 3 or more than 4 directors directly involved with the development of a project/initiative and ongoing communications with partners, stakeholders or advisors. The Chairman may identify a primary/designated lead from WDWDD. A designated WDWDD lead must communicate all contact information to the other 2 or 3 directors immediately if they have not been directly involved with prior communications/coordinations. Any official WDWDD communications on a proposed project must be coordinated through the Chairman and the ad hoc group of 3-4 directors. Two of three or three of four directors must agree on the action(s) to be communicated.

**AGENDA ITEM 14:** Approve volunteer waiver form (Driscoll/McGregor)

**AGENDA ITEM 15:** Approve new project funding of up to \$5,000 for collaborative erosion-control project with Cornerstone Mission. (Driscoll and E-C committee) *(FYI that the last paragraph on the 1st page has been modified to state that Cornerstone will be responsible for future maintenance.)* (Driscoll)

### **Proposal for Revegetation of Exposed Erosive Soils on Cornerstone Mission Women’s Shelter Campus**

A collaborative proposal prepared by:  
West Dakota Water Development District  
and  
Cornerstone Mission

July 25, 2025

The West Dakota Water Development District (West Dakota) has identified erosion control as an effective way to improve water quality in Rapid Creek by reducing sedimentation. There are exposed shale soils on a steep slope on the campus of the Cornerstone Mission Women's Shelter (1220 East Boulevard) where substantial sediment transport is occurring (figs. 1 and 2).

West Dakota and the Cornerstone Mission (Cornerstone) propose to collaborate on a small erosion control project to accomplish revegetation of the erosive area. Decisions regarding project implementation will be made jointly by consensus of West Dakota and Cornerstone. Area 3 Director Dan Driscoll will act as a lead coordinator for West Dakota, with input from other members of West Dakota's erosion control committee. Cornerstone's lead coordinator will be Facilities Director Jim Jones.

Revegetation efforts will be accomplished by topsoiling of the erosive area, followed by seeding, fertilizing, and installation of erosion control blanket. A tracked skid steer will be used to place topsoil as far up from the bottom of the slope as possible, which likely will amount to no more than about 20% of the erosive area. The rest of the area will require manually moving topsoil down from the top of the slope, which will be accomplished by using tarps or large sleds. Erosion control blanket will be installed after topsoiling, seeding, and fertilizing.

West Dakota will be responsible for rental and operation of the tracked skid steer, rental of any other equipment that may be needed, and procuring all necessary materials and supplies. Cornerstone will provide the manual labor and also will provide and install fencing to restrict foot traffic until the grass cover is well established. A project budget is provided in table 1.

It is proposed that West Dakota will allocate a maximum of \$5,000 for project costs (table 1). Plans are to complete all project activities by late fall of 2025 in advance of the 2026 growing season. Given that germination and growing conditions will be unknown, West Dakota will continue to monitor revegetation progress and provide maintenance, as needed, through the fall of 2026. Beyond that time, Cornerstone will be responsible for all future monitoring and maintenance.

Table 1. Project budget.

Budget item	Cost	Notes
Dirt with trucking	\$600	Estimating 30 cubic yards; 2 loads @ \$300/load
Tracked skid steer rental	\$1,000	2 days; includes delivery and fuel
Erosion blanket and staples	\$1,000	
Wattles and stakes	\$500	
Seed	\$100	
Fertilizer	\$100	
Misc supplies	\$500	Includes snacks/refreshments for Cornerstone workers
Contingency	\$1,200	
<b>Total</b>	<b>\$5,000</b>	





**Signature page:**

Signatures by authorized entities for both parties constitute an agreement to implement the proposed collaborative project as set forth within this proposal.

Signatures for West Dakota Water Development District:

\_\_\_\_\_  
Thomas Mack, Chairman

\_\_\_\_\_  
Date

Signatures for Cornerstone Mission (**please add printed name and title below signature line**)

\_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_

\_\_\_\_\_  
Date

**AGENDA ITEM 16:** Approve new project funding of up to \$15,000 for collaborative erosion-control project with SD Mines. (Driscoll and E-C committee) *(FYI that the proposed funding level has been reduced by \$10K due to elimination of Area 2A from the previous version. Also, the last paragraph on the 2nd page has been modified to state that SD Mines will be responsible for future maintenance.)*

**Proposal for Revegetation of Exposed Erosive Soils on the South Dakota Mines Campus**

A collaborative proposal prepared by:  
West Dakota Water Development District  
and  
South Dakota Mines

July 24, 2025

The West Dakota Water Development District (West Dakota) has identified erosion control as an effective way to improve water quality in Rapid Creek by reducing sedimentation. There are exposed shale soils on steep slopes at various locations on the South Dakota Mines (Mines) campus where substantial sediment transport from severe erosion is ongoing.

The South Dakota Department of Agriculture and Natural Resources recently approved an application by West Dakota for an EPA Section 319 project for reduction of nonpoint source pollution along Rapid Creek. One focus of the planned project will be to improve water quality by reducing sediment transport by revegetating areas with ongoing erosion. Section 319 funding for implementation of large-scale erosion control activities likely will be at least several years into the future because the project will initially focus primarily on planning activities. Thus, West Dakota and Mines propose to initially collaborate on a small-scale erosion control project that will address a number of relatively small areas (Figs. 1 - 4) that can be accomplished with relatively minor funding. Additionally, test areas may be selected along the Mines hiking trails to test effectiveness of trail edge stabilization and revegetation efforts. Revegetation efforts will be accomplished primarily by topsoiling the erosive areas, followed by seeding, fertilizing, and installing

erosion control blanket. Trail edge stabilization may require additional materials or temporary protection (barriers, additional staking, signage, etc.) due to trail use.

To investigate the effectiveness of the revegetation over time, photogrammetry data will be obtained using the available drones at Mines. By using drones, a complete aerial view can be quickly captured across the study areas. Initial imagery obtained prior to the revegetation efforts will serve as a baseline of current conditions. Previous data were obtained for the proposed test areas in late 2023 and late 2024 that will help illustrate changes related to erosion that have occurred within the past two years. An additional data set will be recorded for each location immediately after revegetation to identify how the revegetation efforts have affected the topography and sediment transport. Imagery will then be captured on a routine basis to monitor the changes that occur after the installation of the aforementioned methods and to determine if the methods prevent the sites from experiencing eventual failure.

Collaboration with Pennington County's IGNITE program is a key factor in the decision to pursue a small-scale erosion control project. The IGNITE program (<https://pennco.org/?SEC=24596AE0-9757-4421-87F4-2EC1152EFE53>) is seeking community service projects where supervised inmate labor can be provided for qualifying projects at no charge. The availability of low-cost labor will enable the project team to address small actively eroding areas where mitigation efforts will be labor intensive but would directly reduce stream sedimentation. Larger-scale erosion control needs can be considered later as the planned 319 project evolves.

It is proposed that West Dakota will allocate a maximum of \$15,000 for project costs (Table 1). It is expected that most of the manual labor will be provided through the IGNITE program; however, some additional volunteer labor for the installation processes may be recruited through Mines or West Dakota, if needed. The Rapid City Wildfire Mitigation Crew has collaborated with West Dakota on several other erosion control projects and may be able to contribute a tracked skid steer and operator, contingent on availability. However, project costs in Table 1 include costs for rental of a tracked skid steer, as the Wildfire Mitigation Crew cannot guarantee availability.

Decisions regarding project implementation will be made jointly by consensus of West Dakota and Mines. Area 3 Director Dan Driscoll will act as a lead coordinator for West Dakota, with input from other members of West Dakota's Erosion Control Committee. Mines' lead coordinator will be Assistant Professor, Julia Loshelder. Julia will work with Mines Facilities Project Manager Bryce Miner to clear project plans prior to location-specific plan finalization. Project completion is planned by the end of 2025, contingent on availability of laborers and weather conditions. Scheduling of work efforts will be contingent on coordination among involved entities and likely will consist of several different work periods. Work may be paused due to campus activities in the immediate area or when a large number of visitors will be on campus, such as during the Reunion. Campus Safety will be notified when and where IGNITE laborers will be on campus and when and where equipment will be used off-road. Work may be temporarily delayed if Campus Safety identifies a safety risk until a safer alternative can be developed and implemented.

West Dakota will be responsible for the bulk of project operations. This will include (1) coordination with the IGNITE program for manual labor and the Rapid City Wildfire Mitigation Crew for assistance; (2) procurement of materials and supplies; and (3) arrangements for rental equipment and contracting, when needed.

Mines will be responsible for traffic control while working in areas such as 2B, 3A, and 3B and for installation of short-term fencing and signage, where needed, to prevent foot traffic until grass cover is established. Mines also will provide a rubber-tired skid steer for use in areas 2B, 3A, and other potential areas, as needed, and possibly a utility vehicle for transporting dirt and supplies to difficult locations. Equipment will be operated by authorized and trained South Dakota Mines staff. The drone-based photogrammetry data will be obtained by personnel from Mines.

Plans are to complete all project activities by late fall of 2025 in advance of the 2026 growing season. Given that germination and growing conditions will be unknown, West Dakota will continue to monitor revegetation progress and provide maintenance, as needed, through the fall of 2026. Beyond that time, Mines will be responsible for all future monitoring and maintenance.



Table 1. Project budget. (Highlights show changes from previous version.)

Budget for SD Mines revegetation project	Cost	Notes
Dirt with trucking	\$3,600	Estimating 180 cubic yards; 12 loads @ \$300/load
Tracked skid steer rental	\$1,000	For area 1; 2 days; includes delivery
Excavator rental	\$600	For area 3B; 1 day; includes delivery
Erosion blanket	\$2,640	
Landscaping staples for blanket	\$210	
Seed	\$300	
Fertilizer	\$300	
Wattles and stakes	\$700	
Rock riprap for toe of slope	\$1,000	
Misc supplies	\$1,000	Includes snacks/refreshments for IGNITE workers
Contingency	\$3,650	
<b>Total</b>	<b>\$15,000</b>	

Figure 1. Three general areas on South Dakota Mines properties where erosion control efforts are planned. Additional details are shown in Figures 2, 3, and 4.





Figure 2. Erosive areas 1A through 1E in northwestern corner of South Dakota Mines properties.



Figure 3. Erosive area 2 on southwestern side of South Dakota Mines campus.





Figure 4. Erosive areas 3A and 3B near O'Hara Stadium on South Dakota Mines campus.



Signature block:

Signatures by authorized entities for both parties constitute an agreement to implement the proposed collaborative project as set forth within this proposal.

Signatures for West Dakota Water Development District:

\_\_\_\_\_  
Thomas Mack, Chairman

\_\_\_\_\_  
Date

Signatures for South Dakota Mines (**please add printed name and title below signature line**)

\_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_

\_\_\_\_\_  
Date

**AGENDA ITEM 17:** Approve additional project funding of \$25,000 for continuation of our Star Village erosion control project with the City of Rapid City and Tzadik Property Management. (Driscoll and E-C committee) *(Note: there are separate proposals for each of the two property owners; however, we've always handled it with a single agenda item because it is treated as a single collaborative effort.)*

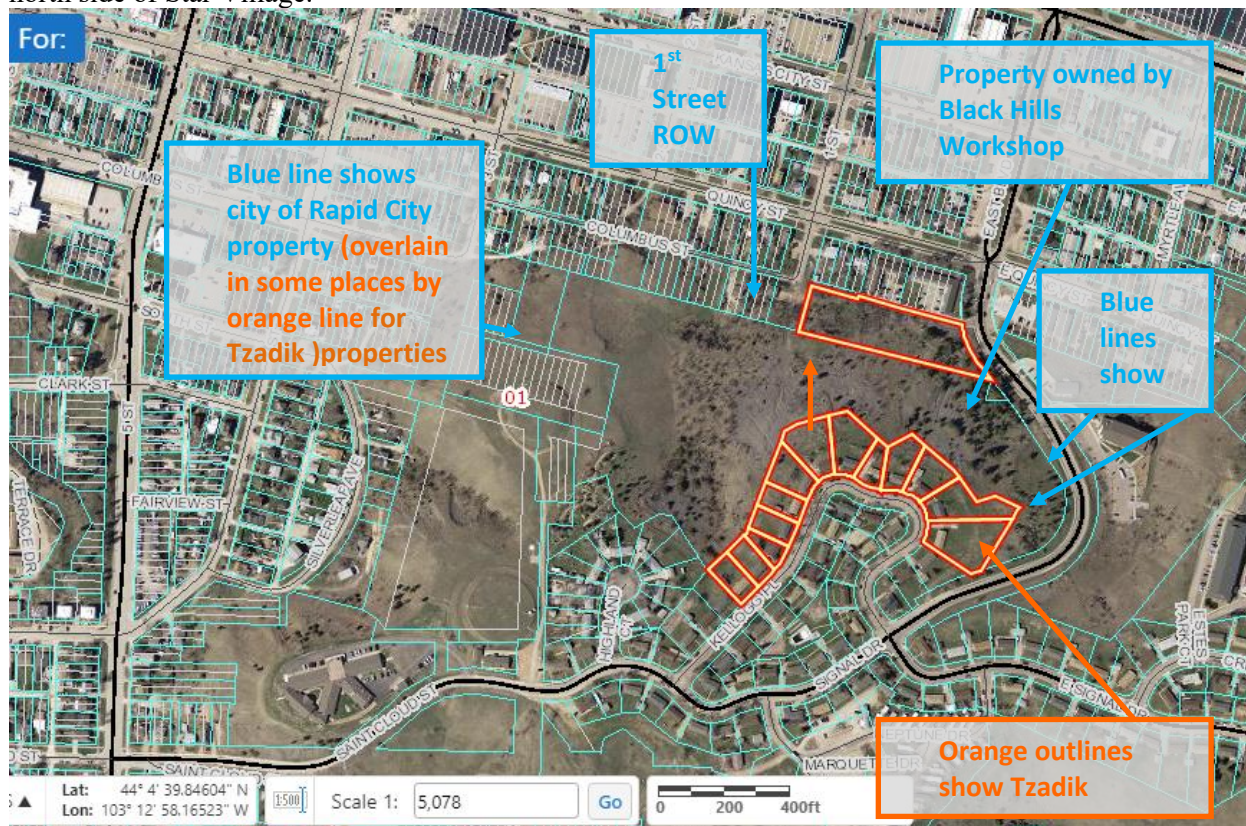
## Proposal for Continuation of Collaborative Project Erosion Control on the North Side of Star Village

West Dakota Water Development District  
And  
Rapid City Parks Department

April 24, 2025

The West Dakota Water Development District (West Dakota) and the Rapid City Parks Department (Parks) propose to continue a collaborative project for revegetation of exposed erosive soils and other erosion-control measures on the city of Rapid City property north of Star Village (fig. 1). Efforts will be guided by an Interim Erosion-Control Plan for Star Village Project Area that is provided as Attachment 1. The project area includes the Rapid City parcel (14.94 acres) and a number of parcels owned by Tzadik Rapid City Portfolio I LLC (Tzadik). Because of intertwined erosional areas and access between the Rapid City and Tzadik properties, this project will be a collaborative effort between West Dakota, Parks, and Tzadik. As part of this collaborative effort, Parks will grant full access, as needed, for any and all efforts on adjacent Tzadik properties, with reciprocal access rights granted by Tzadik. The project area also includes a very small parcel owned by Black Hills Workshop Foundation Inc., which has granted permission for efforts within that parcel.

Figure 1. Screen capture from RapidMap showing property boundaries for properties of primary interest on north side of Star Village.



West Dakota proposes to provide funding of up to \$25,000 for all expenditures on both the Parks and Tzadik parcels from the date of this agreement through December 31, 2025. Additional funding increments can be provided later, if needed, contingent on approval by the West Dakota Board of Directors. It is envisioned that new agreements will be enacted annually until future larger-scale implementation can begin with EPA

Section 319 funding that is anticipated within the next several years, as explained in more detail in Attachment 1.

West Dakota will be responsible for procurement of supplies, equipment rental when needed, and any contractual arrangements that may be needed. West Dakota also will be the lead for coordinating for labor from outside sources such as volunteer services or from other collaborating entities.

Parks will not be asked to contribute any direct funding; however, when possible, Parks will contribute in-kind services as available and applicable, such as (1) compost and topsoil, including transport when possible; (2) small equipment such as skid steers or mini excavators; (3) technical assistance and oversight in planning and implementation; (4) labor; and (5) any other in-kind services that may be appropriate and feasible.

Decisions regarding methods to be employed and prioritization of efforts on the city of Rapid City property will be made by consensus of West Dakota and Parks. Area 3 Director Dan Driscoll will act as a lead coordinator for West Dakota, with input from other interested Directors, in working with staff designated by Parks.

An accounting of total funding that has been expended to date is provided here for informational purposes. The first collaborative agreements involved Phil and Yvonne Weger, who later gifted the property to the city of Rapid City, and Tzadik. Agreements were in place for both parties from May 21, 2021 through July 6, 2022, and expenditures for the two parties totaled \$7,502.35 and \$8,746.64, respectively. Starting July 7, 2022, the collaborative agreements have involved Tzadik and the city of Rapid City, subsequent to gifting of the property by the Wegers. Expenditures to date have since totaled \$2,536.35 for Tzadik and \$12,767.35 for the city.

Signature page:

Signatures by authorized entities for both parties constitute an agreement to implement the proposed collaborative project as set forth in this proposal and the associated "Erosion-Control Plan for Star Village Project Area."

Signatures for West Dakota Water Development District:

\_\_\_\_\_  
Thomas Mack, Chairman

\_\_\_\_\_  
Date

Signatures for Rapid City Parks Department, 515 West Boulevard, Rapid City, SD 57702 (**please add printed name and title below each signature line; add more lines, if needed**)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date



## Attachment 1 – Interim Erosion-Control Plan for Star Village Project Area

Developed by:

West Dakota Water Development District

In conjunction with:

Rapid City Parks Department  
And  
Tzadik Rapid City Portfolio I LLC

April 24, 2025

This interim erosion-control plan has been developed by the West Dakota Water Development District (West Dakota) in conjunction with (1) the Rapid City Parks Department (Parks) and (2) Tzadik Rapid City Portfolio I LLC (Tzadik) for an erosion-control project just north of Star Village in Rapid City, SD. West Dakota enacts separate collaborative agreements with Parks and Tzadik; however, a single erosion-control plan is used for the entire project area because of intertwined erosional areas and access.

The Star Village project area includes about 5 erosive acres within two parcels shown in figure 1 (see page 1 of the preceding “Proposal for Continuation...” section) and is one of the largest, steepest, and most challenging erosive settings in Rapid City. The goal of the project is to improve water quality in Rapid Creek by reducing delivery of sediments through revegetation of erosive areas. Erosion-control efforts were initiated during an initial pilot phase in 2021, at which time the largest parcel (14.94 acres, fig. 1) was owned by Phillip and Yvonne Weger (the Wegers), who gifted the parcel to the city of Rapid City early in 2022. Sediment movement from the western part of this parcel generally is to north towards the 1<sup>st</sup> St. right of way (fig. 1) and sediment from the eastern part generally moves northward towards a 1.78-acre parcel owned by Tzadik. A very small parcel owned by Black Hills Workshop Foundation Inc. is located on the southeast corner of the northernmost Tzadik parcel, and they have granted permission for erosion-control efforts within this parcel. A dirt trail through the Tzadik parcels on the south side of the project area is critical for access needs. The east side of the project area also includes a strip of street right of way along the west side of East Boulevard.

West Dakota recently applied through the South Dakota Department of Agriculture and Natural Resources for an EPA Section 319 project for reduction of nonpoint source pollution along Rapid Creek. On December 12, 2024, West Dakota’s application was approved by the South Dakota Board of Water and Natural Resources. The section 319 project efforts will initially focus on a watershed protection planning phase, and section 319 funding for implementation of large-scale erosion control activities likely will not be available until 2027 or perhaps even later. This “Interim Erosion-Control Plan” is intended to guide interim efforts through the end of 2025, with additional updates to be made on an annual basis until the large-scale Section 319 efforts can be implemented.

To date, West Dakota’s goals have been to (1) retain sediment on site; (2) prevent enlargement of the main erosive area; and (3) prevent a number of relatively small partially vegetated areas from completely blowing out. Many silt fences were installed many years ago in the northern part of the project area, most of which have long since filled to capacity and begun to disintegrate. However, their effectiveness in retaining sediment is well demonstrated. Several hundred feet of additional silt fences have been installed in several locations since the current project’s inception in 2021 and have been very effective in retaining sediment on site. All major head cuts and side cuts around the site periphery have been stabilized and all partially vegetated areas have substantially improved from treatments that have been applied to date.

Figure 2 shows planning areas for erosion-control efforts to be implemented in the interim until larger-scale activities can begin as part of the planned Section 319 project, with intentions of reducing future required work efforts and associated costs. One driving factor in planned efforts has been a new development involving the availability of supervised inmate labor at no cost under Pennington County's IGNITE program (<https://pennco.org/?SEC=24596AE0-9757-4421-87F4-2EC1152EFE53>). Another relatively new resource is the Rapid City Wildfire Mitigation Crew, which has provided minor assistance to West Dakota on several recent occasions, and which has the capability to provide a tracked skid steer and operator, contingent on availability. In addition, the Wegers have continued to allow us the free use of a rubber tired skid steer and an 18-foot tandem axle trailer, which have been major contributions to our accomplishments to date. Interim efforts while awaiting Section 319 implementation will largely focus on labor-intensive activities in several relatively small areas that will be especially cost-effective in reducing future costs for the larger erosive areas to be addressed under the planned Section 319 implementation.

Several planned efforts within the Tzadik parcel on the northeast corner of the project area are of especially high priority. A number of high-quality surplus power poles donated by Black Hills Energy are stored on site and are well suited for constructing a short retaining wall just west of East Boulevard and immediately south of the driveway into the two apartment buildings located just north of the project area (figs. 1 and 2). The retaining wall will shore up a dilapidated silt fence on the driveway/East Boulevard intersection (fig.3) and extend to the west end of the driveway. One or more additional small retaining walls may also be installed within this parcel to shore up other failing silt fences. Topsoiling, seeding, and installation of erosion-control blanket also is planned for most major bare-dirt areas within this Tzadik parcel. The total cost for planned activities within the Tzadik parcel is a maximum of \$10,000 as shown in table 1 at the end of this document. Planned costs include rental of a tracked skid steer, which will not be needed if the Wildfire Mitigation Crew is able to provide such. Tzadik management has expressed willingness to participate in these planned activities by providing staff time and the use of a skid steer, as at least two skid steers will be needed for retaining wall construction. Any contributions by Tzadik will be credited against Tzadik's required 10 percent reimbursement.

Red ovals on figure 2 show five areas within the parcel owned by the city of Rapid City where topsoiling, seeding, and installation of erosion-control blanket is planned. The four smallest areas will require minimal resources and can be accomplished with the rubber tired skid steer that the Wegers have continued to allow us to use. The largest area has many small erosive areas intermixed with vegetated areas and ponderosa pine overstory. The topography is suitable for topsoiling with a tracked skid steer and is accessible for hauling in topsoil from East Boulevard with a rented dump trailer. Assistance from the Wildfire Mitigation Crew may be possible for this area also.

Figure 2. Screen capture from RapidMap showing planning areas for interim erosion-control measures. North is up.



The green ovals on figure 2 show three partially vegetated areas that have been treated annually with yard waste (mostly leaf litter) and have shown steady improvement. Treatments in these areas will continue, as needed, as will similar treatments for the head cuts and side cuts that exist along much of the periphery of the project area.

The dashed blue oval near the center of the project area will be an especially difficult area for future mechanized treatment because of especially steep slopes and a thick stand of black locust. This area is proposed for treatment with an especially thick layer of leaf litter and a heavy cover of discarded Christmas trees; both treatments are feasible with the availability of IGNITE laborers. Thinning by the Wildland Fire Crew cut during 2023 encouraged stooling of the black locust; thus, additional aggressive thinning to encourage even heavier stooling may be considered, prior to the leaf and Christmas tree placements. Table 2 shows estimated costs for interim efforts planned within the parcel owned by the city of Rapid City.

If permitted by time and resources, several other activities will be considered to expedite access for future Section 319 activities. A blue oval in the southeastern part of the project area shows the location of several obstructions that include steel posts and beams and concrete pads. Clearing of these obstacles will be necessary for future access by haul trucks, and it would be very beneficial if Parks could assist with this in advance. Farther west, chain link fencing will need to be removed to expedite future access by heavy equipment, which can be easily accomplished with IGNITE laborers. Removal of some old woven wire and tree fencing to the west of the chain link fencing also would be beneficial.



Figure 3. Photos showing dilapidated silt fences. Main photo is looking south and inset photo is looking east.



Tables 1 and 2 are intended only as preliminary guides for implementation of interim erosion-control measures, recognizing that much of the planning and decision-making can be affected by a wide variety of factors that include can weather conditions and the availability of manpower and other resources. Decisions regarding implementation of planned approaches will be made by consensus of West Dakota, Parks, and Tzadik. Area 3 Director Dan Driscoll will act as a lead coordinator for West Dakota, with input from other interested Directors, in working with coordinators designated by Parks and Tzadik.

Table 1. Preliminary budget estimates for interim Star Village erosion control efforts on Tzadik properties.

<b><u>Budget item</u></b>	<b><u>Estimated cost</u></b>	<b><u>Notes</u></b>
Tracked skid steer rental	\$1,500	1 week; includes delivery & fuel
Excavator rental	\$1,500	1 week; includes delivery & fuel
Dirt	\$0	Already have plenty on site
Pickup and dump trailer rental	\$300	1 day; includes fuel
Seed	\$100	
Erosion blanket	\$1,000	10 rolls; heavy coconut fiber



Landscaping staples for blanket	\$55	1 box
Gravel (hauled to site)	\$1,500	Needed for graveling of access trail
Misc supplies for retaining wall	\$1,000	Rebar for staking, supplies for anchors, etc
Contingency	<u>\$3,045</u>	
<b>Subtotal for Tzadik parcel</b>	<b>\$10,000</b>	

\*Includes snacks/refreshments for IGNITE workers and hosting worker appreciation events

Table 2. Preliminary budget estimates for interim Star Village erosion control efforts on city of Rapid City properties.

<b><u>Budget item</u></b>	<b><u>Estimated cost</u></b>	<b><u>Notes</u></b>
Tracked skid steer rental	\$1,500	1 week; includes delivery & fuel
Excavator rental	\$1,500	1 week; includes delivery & fuel
Dirt	\$2,000	
Pickup and dump trailer rental	\$1,500	5 days; includes fuel
Seed	\$500	
Erosion blanket	\$3,000	10 rolls; heavy coconut fiber
Landscaping staples for blanket	\$165	3 boxes
Misc supplies*	\$1,000	
Contingency	<u>\$3,835</u>	
<b>Subtotal for City of Rapid City parcel</b>	<b>\$15,000</b>	

\*Includes snacks/refreshments for IGNITE workers and hosting worker appreciation events

**AGENDA ITEM 18:** Approve worker appreciation events for volunteers assisting with erosion control projects as allowable expenditures for such projects. (Driscoll)

**AGENDA ITEM 19:** Chair's comments.

**AGENDA ITEM 20:** Items from directors.

**AGENDA ITEM 21:** Items from admin. WDRWS is requesting home addresses of Directors to send info. Garage 2025 membership agreement.

**AGENDA ITEM 22:** Items from public

**AGENDA ITEM 23:** Adjournment