



Approved minutes for annual board meeting on Jan 13, 2026, 3 PM

An audio recording for this meeting is available at www.westdakotawater.com

CALL TO ORDER: The West Dakota Water Development District (WDWDD) convened 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)

Directors absent:, 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), Robin Witkop (Black Gap HOA)

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

Sub-Motion by McGregor seconded by Kline to move item 5, Election of Officers, to immediately prior to item 16.

Sub-Motion: carries unanimously on a voice vote. 3:04 PM

Note: Item 7, Designate official newspapers, Wall Courant closed in 2025.

Motion 1 by McGregor seconded by Driscoll to approve agenda (with the following addition):

Motion 1: carries unanimously on a voice vote 3:05 PM

AGENDA ITEM 4. Conflict of interest disclosure. (chair)

1 conflicts stated: McGregor recuses himself from Item 12, Black Gap funding request.

AGENDA ITEM 5. Approval of minutes from December 09, 2025 meeting. (chair)

Motion 2 by Driscoll second by Young to approve minutes from October 14, 2025 meeting with the following change(s): none

Motion 2 carries unanimously on a voice vote. 3:07 PM

AGENDA ITEM 6. Designate official newspapers (SDCL 46A-3D-11) (Chair)

- Hill City Prevailor (current)
- ~~Wall Courant (current)~~ See Agenda Item 3

Motion 3 by Young seconded by Mulally to designate the Hill City Prevalier as the legal newspaper for the West Dakota Water Development District.

Motion 3: carries unanimously on a voice vote. 3:09 PM

AGENDA ITEM 7. Treasurers Report (Koth)

Motion 4 by Boschee seconded by Mulally to accept the treasurers report (with alterations listed below).

Motion 4 carries unanimously on a voice vote. 3:16 PM

AGENDA ITEM 8. Information: 319 project update (Mack)

Motion 5 by McGregor seconded by Young to approve Chairman Mack to sign the 319 grant award

Motion 5: carries unanimously on a voice vote. 3:20 PM

AGENDA ITEM 9. Information: BOR WaterSmart grant 1-yr no cost extension (Mack)

Motion 6 by Young seconded by Koth to approve the 1-yr extension application.

Motion 6: carries unanimously on a voice vote. 3:23 PM

AGENDA ITEM 10. Information: Pennington Conservation District obligation removal from ledger (Mack)

Pennington Conservation District was open for application from 2020-2024. Remaining funds have been removed from the ledger.

AGENDA ITEM 11. Discussion of meeting recording equipment (Mulally)

Mulally and Kjar went to a Rapid City Sustainability meeting to see the Owl. Owl 4 cost is \$2000, 1 extension mic is \$200, carry case. Total for the new system would be ~\$2500.

Koth has a Bluetooth device for phone call amplification that he will bring to test with phone-ins. 3:39 PM

AGENDA ITEM 12. Request: funding for The Ranch at Black Gap pond reclamation project (Witkop)

Discussion by directors expressed views regarding the project, both for and against funding the request.

Motion 7 by Driscoll seconded by Mulally to provide \$67,980 (30%) contingent on HOA confirming commitment of \$158,620 (70%) funding for Black Gap pond reclamation.

Motion 7: motion fails on roll-call vote 3 yeah (Boschee, Driscoll, Mulally), 4 nay (Koth, Young, Mack, Kline) 4:11 PM

AGENDA ITEM 13. Information: Update from erosion control committee (Driscoll and erosion control committee)

AGENDA ITEM 14. Request: a) funding of up to \$25,000 for continuation of Star Village erosion control project with the City of Rapid City (\$15k) and Tzadik Property Management (\$10k) for calendar year 2026. (Driscoll and erosion control committee).

Motion 8 by McGregor seconded by Young to provide funding up to \$15,000 for continuation of Rapid City portion of Star Village erosion control project.

Substitute motion by Driscoll seconded by Mulally to fund at the original request of \$25,000 and include the city and private property.

Substitute motion: fails on voice vote

Motion 8: carries on voice vote 5:05 PM

b) **Request:** funding of up to \$5,000 for collaborative erosion control project at the LaCroix Golf Course (Driscoll and erosion control committee)

Motion 9 by Driscoll seconded by Kline to provide funding up to \$5,000 for collaborative erosion control project at the LaCroix Golf Course through Dec 31, 2027

Substitute motion by McGregor seconded by Young to postpone this item to the March 2026 meeting in compliance with SDCL 1-27-1.18.

Substitute motion: carries on voice vote. 5:11 PM

AGENDA ITEM 15: Election of officers: (SD codified law 46A-3B-11) (Admin)

- Chairperson (must be director; 1 year term) no nominee
- Vice Chairperson (must be director; 1 year term) no nominee

Motion 10 by Young seconded by Kline to re-elect Mack (chair) and McGregor (vice-chair) to their current positions.

Motion 10: carries unanimously on voice vote

- Secretary (must be director; 1 year term)

Motion 11 to nominate Kjar by Driscoll seconded by Mulally to re-elect Kjar to current position (secretary).

Motion 11: carries unanimously on a voice.

- Treasurer (may or may not be director; serves at pleasure of the board)

Motion 12 to nominate Stetler by Kline seconded by McGregor

Motion 12: carries unanimously on a voice vote. 5:23 PM

AGENDA ITEM 16: Motion to enter Executive Session (SDCL 1-25-2): Discussion of attorney opinion (Chair-Mack)

Motion 13 by McGregor seconded by Driscoll to enter executive session.

Motion 13: carries unanimously on a voice vote. 5:24 PM

Motion 14 by McGregor seconded by Young to exit Executive Session.

Motion 14: carries unanimously on a voice vote. 6:04 PM

Motion 15 by Young seconded by Kline to authorize McGregor to continue negotiations to resolve the attorney debt and to secure payment upon completion of negotiations.

Motion 15: carries on a voice vote. Driscoll nay, McGregor abstains.

Agenda Item 17: Chair's comments.

Agenda Item 18: Items from directors.

Young reported that the next creek cleanup is Feb. 14. There will be a film at the Journey Museum on January 14, 2026.

Agenda Item 19: Items from admin. US Geological Survey grant request for sponsorship of the western South Dakota Hydrology Conference will be on the March agenda.

Agenda Item 20: Items from public.

Agenda Item 21: Adjournment by Chairman Mack

6:16 PM

Respectfully submitted:

Larry D Stetler, Program Administrator

Craig Kjar, Secretary