



East Dakota Water Development District
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MINUTES
March 18, 2021

The Board of Directors of the East Dakota Water Development District (EDWDD) held a regular meeting on March 18th, 2021, by way of video-conferencing (Zoom). Chairman Anderson called the meeting to order at 9:00 a.m. The following persons attended:

Directors Present

Mark Anderson
Jeff Barth
Steve Dick
Gary Duffy
Spencer Hawley
Bob Kappel
Dana Loseke
John Moes
Joedy Poppe

Others Present

Judy Bloom, US EPA Region 8 Clean Water Branch
Maddy Castro, US EPA Region 8 Clean Water Branch
Kris Dozark, SD Dept. of Environment & Natural Resources
Barry McLaury, SD Dept. of Environment & Natural Resources

Directors Absent

- none -

Staff Present

Barry Berg
Kevin Christenson
Jay Gilbertson
Jeremy Hinke
Alexa Kruse
Deb Springman

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Administrative Items

Approval of Agenda -

Motion by Loseke, seconded by Moes to approve the agenda as presented. Motion carried unanimously.

Minutes - The Board reviewed the Minutes of the February 18th, 2021, Board meeting.

Motion by Barth, seconded by Moes to approve the Minutes of the February 18th, 2021, Board meeting as presented. Motion carried unanimously.

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Financial Reports - The Board reviewed the February 2021 financial reports.

Motion by Moes, seconded by Barth to accept the February 2021 financial report. Motion carried unanimously. Chairman Anderson then asked that the report be placed in the District files.

Report of Meetings and Conferences - Director Loseke attended the March 17th meeting of the Big Sioux River Project Steering Committee held in Dell Rapids.

Director Moes reported on the March 17th meeting of the Upper Big Sioux River Watershed Board meeting held in Watertown.

The Manager reported on several meetings he attended:

February 18th - Grant County Drainage Ordinance Working Group, via video-conference; HB 1256 discussion w/ Representative Karr and others, via video-conference; SDSU/SD GF&P Restorable Basins Mapping Project conversation, via video-conference.

February 22nd - SD House Appropriations Committee testimony on HB 1256, via video-conference.

February 23rd - Minnehaha County Commission presentation on East Dakota Water Development District, Sioux Falls.

March 1st - Brookings County Ad Hoc Committee to Study Drainage Issues, Brookings.

March 3rd - SD Senate Appropriations Committee testimony on HB 1256, via video-conference.

March 8th - Minnehaha Conservation District Board of Supervisors, via video-conference.

March 11th - Moody Conservation District Board of Supervisors, Flandreau.

March 16th - Shallow aquifer presentation to the Moody County Commission, Flandreau.

March 17th - Big Sioux River Project Steering Committee, Dell Rapids; Upper Big Sioux River Advisory Board, via video-conference; and Vermillion Basin Water Development District Board of Directors meeting, via video-conference.

Selection of Area 8 Director - The Manager reviewed the process undertaken to appoint a person to fill the vacancy and represent Director Area 8. At the October 2020 meeting, the Board recognized that a vacancy would exist on January 1, 2021, as no candidate had filed a nominating petition for the 2020 general election. SDCL 46A-3B-9 allows for the remaining Board members to appoint a replacement from qualified candidates proposed by nominating petitions signed by at least 25 eligible voters from the area. Public notices of the vacancy were sent to the official newspaper for the area, Sioux Falls Argus Leader, in December, with a statement that the Board would act on the vacancy once a valid nominating petition, or petitions, was/were submitted. The Manager reported that in early March a single set of valid petitions was submitted by Joedy Poppe of Sioux Falls. Mr. Poppe, who was in attendance, introduced himself to the Board.

Motion by Duffy, seconded by Barth to appoint Joedy Poppe to serve as the Director Area 8 representative through the end of December 2024. Motion carried unanimously.

Chairman Anderson and directors welcomed Mr. Poppe to the Board, who then participated as a full member for the duration of the meeting.

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Upcoming Meetings -

1. **March 22nd - 4:00 p.m.** - via video-conference. South Dakota Department of Environment & Natural Resources Riparian Buffer Initiative Workgroup meeting.
2. **March 24th & 25th** - via video-conference. 2021 Environmental and Water Quality Virtual Conference.
3. **March 25th** - via video-conference. South Dakota Board of Water & Natural Resources.
4. **March 29th** - Pierre. Final day of 2021 Legislative Session (Veto Day).
5. **April 1 - 9:00 a.m.** - via video-conference. South Dakota Association of Rural Water Systems Board of Directors.
6. **April 12th - 3:00 p.m.** - via video-conference. Minnehaha Conservation District Board of Supervisors.
7. **April 15th - 9:00 a.m.** - via Zoom video-conference. April EDWDD Board of Directors meeting.
8. **April 21st & 22nd** - via Zoom video-conference. 2021 Western South Dakota Hydrology Conference.

Payment Requests - The Manager presented the Board with five payment/reimbursement requests that required Board action. The requests were in order, and consistent with the conditions established by the Board at the time of the award.

<u>Grant Recipient/Activity</u>	<u>Requested Amount</u>
SDSU CEE/Bacteria removal from storm water runoff (Hua)	\$ 112.70
Day Conservation District/NESD Aquatic Invertebrate Survey	\$ 2,500.00
Kingsbury CD/Grass Drill Support	\$ 5,000.00
SDSU ABE/Low-Impact Development Demo (McMaine)	\$ 1,418.61
SDSU ABE/Rainwater Harvesting Pilot (McMaine)	\$ 4,400.00
Total	\$ 13,431.31

Motion by Loseke, seconded by Hawley to authorize payment of \$13,431.31 as requested. Motion carried unanimously.

2021 Legislative Session Review

The Manager reviewed the March 17th status of numerous bills he is tracking as the District lobbyist during the ongoing 96th Session of the South Dakota Legislature.

House Bill (HB) 1027, An Act to identify Water Management Board officers, authorize appointment of a prehearing officer, and define the duties of the prehearing officer.

HB 1028, An Act to revise petition requirements and the criteria for issuance of a water right permit.

HB 1029, An Act to require a permit to conduct mining operations for certain ore milling facilities.

HB 1038, An Act to make an appropriation from the coordinated natural resources conservation fund to the State Conservation Commission and to declare an emergency.

HB 1042, An Act to revise certain provisions regarding riparian buffer strips.

HB 1050, An Act to modify certain publishing requirements in official newspapers.

HB 1117, An Act to revise provisions for public meetings held by teleconference.

HB 1120, An Act to establish a website for the posting of notices for certain local governments.

HB 1127, An Act to revise certain provisions regarding official meetings conducted by teleconference.

HB 1128, An Act to establish requirements for public meeting notices and materials.

HB 1129, An Act to establish requirements for livestreamed public meetings.

HB 1198, An Act to make an appropriation for a hydrology study of Brule County and to declare an emergency.

HB 1213, An Act to provide for an inventory of known abandoned mined lands and to make an appropriation.

HB 1256, An Act to make an appropriation for the cleanup of the Big Sioux watershed and River and to declare an emergency.

HB 1264, An Act to make appropriations from the water and environment fund and its revolving fund subfunds for various water and environmental purposes and to declare an emergency.

Senate Bill (SB) 47, An Act to make an appropriation for the maintenance and repair of state-owned dams and to declare an emergency.

SB 52, An Act to revise the permit duration on certain concentrated animal feeding operations.

SB 63, An Act to correct technical errors and outdated provisions regarding the Department of Environment and Natural Resources.

SB 76, An Act to revise provisions regarding public access to certain meandered bodies of water.

US EPA Region 8 Clean Water Branch Overview

Judy Bloom, Chief of the Clean Water Branch of the US Environmental Protection Agency (EPA) Region 8 Water Division, provided an overview of the history and development of the EPA, along with the services provided through the Region 8 office based in Denver. She also presented an overview of their responsibilities under the federal Clean Water Act. She noted that they work closely with states and local communities, including water development districts, to protect and restore rivers, streams, and lakes. Their efforts are accomplished by conducting monitoring; establishing, in conjunction with states, water quality standards and pollution load allocations for water bodies; developing permitting standards when discharges into rivers and streams are necessary, along with developing public health standards and required testing for drinking water safety. Her office also supports state and local efforts by providing financial and technical assistance. She noted that watershed assessment and protection efforts, funded through the EPA Section 319 grants program, fall under their purview, and complimented the District on the utilization of these and other funds to assess, protect and restore critical water resources in eastern South Dakota.

District Updates

Rotating Basins Project - Kevin Christenson and Jeremy Hinke provided an overview of District efforts regarding the Rotating Basins Project, which is entering its third and final year. They reviewed past efforts, discussed some of the results from sampling during the 2019 and 2020 field seasons, and laid out plans for 2021.

2021 Big Sioux Water Festival - Deb Springman provided a brief update on District efforts and activities relating to the upcoming 2021 Big Sioux Water Festival. The event this year will be held virtually, with a combination of pre-recorded and live presentations being made available to participating classes. 47 separate fifth-grade classes have signed up for the event, which is down slightly from prior years.

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She also updated the Board on the Big Sioux River document in development with staff from the South Dakota Association of Rural Water Systems. A final DRAFT is under review, with the publication to be made available to Big Sioux Water Festival participants on April 15th.

Adjournment

There being no further District business, Chairman Anderson declared the meeting adjourned at 12:05 p.m.

Spencer Hawley, Secretary

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