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Minutes of the
Board of Water and Natural Resources
Telephone Conference Call Meeting
523 East Capitol
Pierre, South Dakota

October 19, 2016
10:00 a.m. CDT

CALL TO ORDER: The meeting was called to order by Chairman Brad Johnson. A quorum of the board participated.

BOARD MEMBERS PRESENT: Brad Johnson, Gene Jones, Jr., Jackie Lanning, Dr. Paul Gnirk, Paul Goldhammer.

BOARD MEMBERS ABSENT: Todd Bernhard and Jerry Soholt.

OTHERS: Jim Feeney, Mike Perkovich, Andy Bruels, DENR; Jay Gilbertson, East Dakota Water Development District.

APPROVE AGENDA: There were no changes to the posted agenda. Chairman Johnson approved the agenda.

CONFLICT OF INTEREST WAIVER REQUEST: With the passage of House Bill 1214, SDCL 3-23-1 through 3-23-5, the Disclosure Laws, became effective July 1, 2016

Absent a waiver, the Disclosure Laws prohibit current and certain former members of certain State boards, commissions and authorities from contracting with, or from deriving direct benefits from a contract with, a state agency if the contract is within the jurisdiction or related to the subject matter of the board. Absent a waiver, the Disclosure Laws also prohibit board members from contracting with, or deriving direct benefits from contracts with, political subdivisions of the State that administer or execute similar subject matter programs as the member's board. These prohibitions also apply to direct benefits derived from a state or political subdivision contract by a spouse or other person living with the board member and commingling assets with the board member.

Mike Perkovich presented the conflict of interest waiver request submitted by Jerry Soholt.

Mr. Soholt requested a waiver as a member of the East Dakota Water Development District Board of Directors. Dr. Rachel McDaniel has requested funding assistance from the East Dakota Water Development District for a bacteria in sediment transport research project. Dr. McDaniel also has a 319 grant for her bacteria research, and the Board of Water and Natural Resources makes funding recommendations to EPA on the 319 funding applications.

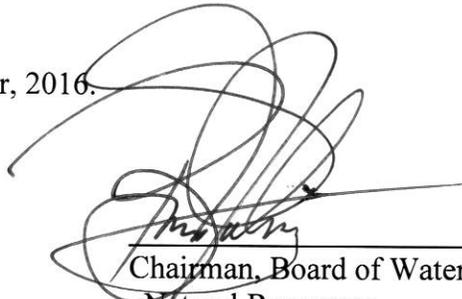
Staff recommended the board approve the conflict of interest waiver.

Motion by Lanning, seconded by Jones, that the board finds that the request for a conflict of interest waiver by board member Jerry Soholt be approved and that the board hereby determines that the transaction for which the waiver is requested is fair, reasonable, and not contrary to the public interest. A roll call vote was taken, and the motion carried unanimously.

ADJOURN: Chairman Johnson declared the meeting adjourned at 10:04 a.m.

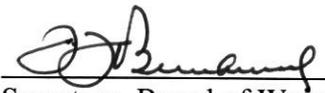
Approved this 9th day of November, 2016.

(SEAL)



Chairman, Board of Water and
Natural Resources

ATTEST:



Secretary, Board of Water and
Natural Resources