

The audio recording for this meeting is available on the South Dakota Boards and Commissions Portal at <http://boardsandcommissions.sd.gov/Meetings.aspx?BoardIDis108>

Minutes of the
Board of Water and Natural Resources
Telephone Conference Call Meeting

August 9, 2022
1:30 p.m. Central Time

CALL MEETING TO ORDER: Chairman Jerry Soholt called the meeting to order. The roll was called, and a quorum was present.

Chairman Soholt announced that the meeting was streaming live on SD.net, a service of South Dakota Public Broadcasting.

BOARD MEMBERS PRESENT: Jerry Soholt, Todd Bernhard, Karl Adam, Paul Gnirk, Gene Jones, Jr., Jackie Lanning, and Vance Newman.

BOARD MEMBERS ABSENT: None.

APPROVE AGENDA: Motion by Gnirk, seconded by Jones, to approve the agenda. Motion carried unanimously.

PUBLIC COMMENT PERIOD: There were no public comments.

MCCOOK BALLOT QUESTION TO JOIN VERMILLION BASIN WATER DEVELOPMENT DISTRICT: Mike Perkovich reported that the Vermillion Basin Water Development District wishes to expand the district to include McCook County. The process for implementing the addition of this territory is laid out in SDCL 46A-3A-16. The statute states, in part, that any county, township, or group of townships contiguous to the external boundary of the water development district may be added to and become a part of that water development district by an affirmative vote of a majority of the votes cast on the question in the are proposed for addition. Proposals for additions or withdrawals shall be in the form of either a written resolution or a petition to the Board of Water and Natural Resources.

Mr. Perkovich noted that the board packet included a resolution with a four-fifths affirmative vote of the governing body of McCook County, and a four-fifths vote is required to carry this process forward.

The statute also states that the resolution or petition shall be presented to the Board of Water and Natural Resources not more than 120 days nor less than 90 days before a regularly scheduled general election. Upon receipt of the resolution of petition, the Board of Water and Natural Resources shall call an election on the question of whether the addition or withdrawal should be

made. The election shall be held in conjunction with the next regularly scheduled general election.

Brad Preheim, manager of the Vermillion Basin Water Development District, requested board approval of call an election on the question of whether to add McCook County to the Vermillion Basin Water Development District. He answered questions from the board regarding the boundaries of the water development district.

Staff recommended the board call an election on the question of whether the addition of McCook County to the Vermillion Basin Water Development District should be made.

Motion by Newman, seconded by Gnirk, to adopt **Resolution No. 2022-409** finding that the resolution submitted by the McCook County Commission to submit to a vote the question of whether McCook County should be added to the Vermillion Basin Water Development District complies with the statutory requirements and calling for election on the question of the addition to the water development district. A roll call vote was taken, and the motion carried unanimously.

ADJOURN: Motion by Adam, seconded by Jones, to adjourn. Motion carried.

Approved September 29, 2022.

(SEAL)

Chairman, Board of Water
and Natural Resources

ATTEST:

Secretary, Board of Water
and Natural Resources