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Minutes of the
Board of Minerals and Environment
Mineral Palace Hotel and Gaming – Gem Theater Room
604 Main Street
Deadwood, South Dakota

September 17, 2025
10:00 a.m. Central Time

CALL TO ORDER: The meeting was called to order by Chairman Glenn Blumhardt. The roll was called, and a quorum was present.

BOARD MEMBERS PRESENT: Glenn Blumhardt, Bob Ewing, Gregg Greenfield, Gary Haag, Doyle Karpen, Rhett Miller, and Laurie Schultz.

BOARD MEMBERS ABSENT: Bob Morris and Jessica Gruenwald.

OTHERS PRESENT: See attached attendance sheet.

APPROVE AGENDA: Motion by Karpen, seconded by Greenfield, to add “Executive Session” to the meeting agenda. Motion carried unanimously.

Motion by Greenfield, seconded by Karpen, to approve the agenda, as amended. Motion carried unanimously.

APPROVE MINUTES FROM JULY 17, 2025, MEETING: Motion by Ewing, seconded by Karpen, to approve the minutes from the July 17, 2025, Board of Minerals and Environment meeting. Motion carried unanimously.

MINING ISSUES CONSENT CALENDAR: Prior to the meeting the board received a copy of the consent calendar (see attachment).

Tom Cline with the Minerals, Mining, and Superfund Program was available for questions from the board. There were no questions.

Motion by Schultz, seconded by Miller, to approve the consent calendar, as presented. Motion carried unanimously.

ANNUAL REVIEW OF OPEN MEETING LAWS IN ACCORDANCE WITH SDCL 1-25-13: Prior to the meeting the board members were provided with a copy of the brochure “Conducting the Public's Business in Public” revised in 2025 as published on the Attorney General’s website <https://atg.sd.gov/docs/July%202025OpenMeetingsLaw.pdf>. The board was also provided with copies of SB74 and HB1059.

HB1059 modified the definition of an official meeting to expand the definition to include electronic mail, instant messaging, social media, text messaging, or virtual meeting to the definition.

Board of Minerals and Environment
September 17, 2025, Meeting Minutes

In SB74, a section was added to SDCL 1-11-1 to include that the Attorney General's Office would publish on its website an explanation of the open meeting laws each year before January 1. The bill also established that state agencies and public subdivisions, including boards and commissions, must annually review the published explanation and other information during an official meeting and include an acknowledgement that it completed this review in the official meeting minutes.

David McVey, Assistant Attorney General, explained the open meeting laws and answered questions.

Chairman Blumhardt acknowledged that the board had completed the annual review of the open meeting law.

PUBLIC COMMENT PERIOD IN ACCORDANCE WITH SDCL 1-25-1: The following offered public comments regarding mining issues and the board's tour: Dr. Liliias Jarding, Chase Iron Eyes, Rich Bell, and Carla Marshall, all from Rapid City.

UPCOMING BOARD MEETINGS: The next meeting is November 20, 2025.

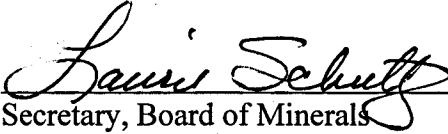
Mike Lees, DANR Minerals, Mining, and Superfund Program, provided the attendees with instructions and maps showing the location of the sites to be toured.

EXECUTIVE SESSION: At 10:30 a.m. Ewing made a motion, seconded by Haag, to enter into executive session to consult with legal counsel about pending litigation pursuant to SDCL 1-25-2(3). Motion carried unanimously.

The board exited executive session at 10:45 a.m. No board action was taken.

TOUR: From 11:00 a.m. until 5:30 p.m. the board, staff, and members of the public toured the Gilt Edge Mine, Richmond Hill Mine, and DTRC exploration areas. At 5:30 Dakota Gold provided an informational presentation at its office in the Round House in Lead.

ADJOURN: Chairman Blumhardt declared the meeting adjourned following Dakota Gold's presentation.

 11/20/25
Secretary, Board of Minerals and Environment Date

ATTENDANCE SHEET
BOARD OF MINERALS AND ENVIRONMENT
DATE 9-17-25 - Meeting

<u>NAME (PLEASE PRINT)</u>	<u>ADDRESS</u>	<u>REPRESENTING</u>
Jasmin McCauley		Wharf
Eric Holm	Pierre	DANR
Bret Graves	Pierre	DANR
Thomas Clive Jr	Pierre	DANR
Sherry Boas Smith	Memò	Eagle Cliff Ski Assn.
Dwayne LaFave	Maitland	Black Hills Green Water Alliance
Mika Lees	Pierre	DANR
Phil Neshitt	Rapid City	DANR
Robert Hudson	Pierre	DANR
Greg Brantley	Sioux Falls	DAND
Rick Bell	Rapid	DRA
David W. H. H.	in h	Self
Keith Rushing		Earthjustice
Tom O'Connor	Custer SD	Self
Lilise Jandig	RC, SD	Self
Chase Irons	RC, SD	Sioux Nation
J. SUNDBY	RC SD	ASSIGNMENT
Carla R. Marshall	RC, SD	Self
TAYLOR GUNHAMMER	RCSD	NDN
Daveon Coleman	Mayland	earthjustice
Denise Giago	Rapid City	Self
Blaine Miller - McFeeley		Earthjustice
June Reilly	Lead	Self

ATTENDANCE SHEET
BOARD OF MINERALS AND ENVIRONMENT
DATE 9-17-25

NAME (PLEASE PRINT)

ADDRESS

REPRESENTING

Jim Alcorn
Tahatawin Iron Eys

342 W. Lincoln, Spearfish SD
70 Little Pejuta Rd., Pine Ridge

N/A

Consent Calendar
South Dakota Board of Minerals & Environment

					September 17, 2025
<u>License Holder</u>	<u>License No.</u>	<u>Site No.</u>	<u>Surety Amount</u>	<u>Surety Company or Bank</u>	<u>DANR Recommendation</u>
<u>Transfer of Liability:</u>					
Meade County Highway Dept. Sturgis, SD	83-113		Exempt	NA	Transfer liability
		113051	Section 4; T5N-R6E and S1/2 SE1/4 Section 33; T6N-R6E, Meade County		
Transfer to:					
North Star Construction, Inc. Spearfish, SD	22-1114		\$11,000	First Interstate Bank – Spearfish, SD	
<u>Surety Release:</u>					
Marlene Pajl Winner, SD	92-463		\$1,000	First Fidelity Bank – Winner, SD	Release \$1,000
		License Only			
Ries Brothers, LLC Watertown, SD	14-976		\$1,000	First Premier Bank – Sioux Falls, SD	Release \$1,000
		License Only			
<u>Release of Liability & Surety Release</u>					
Chris Novotny Winner, SD	92-465		\$500	First National Bank – Pierre, SD	Release Liability & \$1,000
			\$500	First National Bank – Winner, SD	
		465001	Section 2; T98N-R78W, Tripp County		

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<u>Release of Liability & Surety Release</u>					
James R Schoenhard Wood, SD	83-175		\$1,000 \$2,000	First National Bank – Pierre, SD	Release Liability & \$3,000
		175001	SE1/4 Section 1; T103N-R72W, Brule County		
<u>Release of Liability:</u>					
BDM Gravel LLC Roscoe, SD	20-1071		\$20,000	Plains Commerce Bank Aberdeen, SD	Release Liability
		1071002	SE1/4 Section 8; T124N-R72W, Edmunds County		
Dakota Earthworks Inc. Sioux Falls, SD	05-809		\$20,000	North American Specialty Insurance Co. – Manchester, NH	Release Liability
		809005	NW1/4 SW1/4 and NW1/4 Section 23; T95N-R52W, Clay County		
Dakota Road Builders Slayton, MN	83-240		\$20,000	Western Surety Company Sioux Falls, SD	Release Liability
		240020	NW1/4 Section 5; T105N-R49W, Moody County		
Fall River County Highway Dept. Hot Springs, SD	83-19		Exempt	NA	Release Liability
		19044	SE1/4 Section 10; 7S-R4E, Fall River County		

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<u>Release of Liability:</u>					
First Rate Excavate Inc. Sioux Falls, SD	05-817		\$20,000	North American Specialty Insurance Co. Sioux Falls, SD	Release Liability
		817005	NE1/4 Section 29; T110N-R51W, Brookings, County		
Fisher Sand & Gravel Company Dickinson, ND	83-54		\$20,000	Liberty Mutual Insurance Company Boston, MA	Release Liability
		54119	NE1/4 Section 25; T113N-R75W, Sully County		
Florence Township Miller, SD	87-347		Exempt	NA	Release Liability
		347001	SE1/4 Section 12; T114N-R68W, Hand County		
Mondamin Township Miller, SD	85-295		Exempt	NA	Release Liability
		295001	SE1/4 NW1/4 Section 25; T109N-R69W, Hand County		
Oldcastle Materials Group Midwest – Des Moines, IA	83-42		\$20,000	Fidelity and Deposit Co. of Maryland Schaumburg, IL	Release Liability
		42012	SE1/4 Section 20; T2N-R14E, Pennington County		
		42023	Lot 5,6,7,8 Section 35; T2N-R14E, Pennington County		

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<u>Release of Liability:</u>					
Sweet Township Menno, SD	25-1148		Exempt	NA	Release Liability
		1148001	Section 10; T96N-R57W, Yankton County		
Vermillion Township Canova, SD	97-630		Exempt	NA	Release Liability
		630001	SE1/4 Section 28; T105N-R55W, Miner County		
Western Construction Inc. Rapid City, SD	09-880		\$20,000	Western Surety Company Chicago, IL	Release Liability
		880017	SW1/4 NE1/4 and NW1/4 SE1/4 Section 35; T2N-R14E, Pennington County		