

**SOUTH DAKOTA STATE RAILROAD AUTHORITY MEETING MINUTES  
December 15, 2021 at 12:00 P.M. CST**

Becker-Hansen Building/ Commission Room – 700 E. Broadway Ave, Pierre SD

**MEMBERS PRESENT:** Jerry Cope, Chairman  
Jeff Burket, Vice-chairman  
Steve Scharnweber, Secretary  
Greg Carmon  
Gary Doering  
Jack Nelson

**DOT STAFF PRESENT:** Joel Jundt, Karla Engle, Perry Griffith, Kyle Weinman and Kari Kroll

**OTHERS PRESENT**

**VIA CONFERENCE CALL:** Alex Huff, Dan Bilka, David Scott, Amy Allhiser, Keith Fiala, and Janet Wagner – Friends of Tabor to Platte Rail to Trail

Chairman Jerry Cope called the meeting of the South Dakota Railroad Board (the “Authority”) to order at 1:55 p.m. CST. A roll call was taken. A quorum was determined.

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Cope opened the floor to the Authority members to disclose potential conflicts of interest and to present requests for waiver pursuant to the South Dakota Codified Law (SDCL) chapters 3 – 23.

No conflicts of interest were disclosed, and no waivers were requested.

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Cope asked for a motion to approve the October 20, 2021 Authority meeting minutes.

A MOTION WAS MADE by Nelson and seconded by Burket to approve the October 20, 2021 Authority meeting minutes. All present voted aye by voice vote. The motion carried.

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Cope opened the floor to public input. No members of the public addressed the Authority or offered input.

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Karla Engle, Office of Legal Counsel, presented for Authority consideration a request regarding the pedestrian walkway located on State-owned railroad right of way in and around Lake Andes. Engle requested that the Authority authorize the Authority Chair to execute an agreement or agreements between the South Dakota Railroad Authority and the South Dakota Department of Transportation (the “Department”) that:

1. Ratifies the original construction of the pedestrian walkway and the Department's agreement providing for maintenance of the walkway by the City of Lake Andes and the Yankton Sioux Tribe;
2. Allows the Department to reconstruct and continue to maintain the walkway after construction; and
3. Allows the Department to execute new agreements delegating the Department's maintenance responsibilities for the walkway to one or more third parties whom the Department deems capable of meeting these responsibilities.

A MOTION WAS MADE by Burket and seconded by Carmon to authorize the Authority Chair to execute an agreement or agreements between the South Dakota Railroad Authority and the South Dakota Department of Transportation that: (1) ratifies the original construction of the pedestrian walkway and the Department's agreement providing for maintenance of the walkway by the City of Lake Andes and the Yankton Sioux Tribe; (2) allows the Department to reconstruct the walkway and continue to maintain the walkway after reconstruction; and (3) allows the Department to enter into new agreements delegating its maintenance responsibilities for the walkway to one or more third parties whom the Department deems capable of meeting these responsibilities. All present voted aye by voice vote. The motion carried.

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With no other business to come before the Authority, Cope adjourned the meeting at 1:58 p.m.

**DRAFT**