

**CAPITOL COMPLEX
RESTORATION AND BEAUTIFICATION COMMISSION**

Minutes of the Meeting
Thursday, May 12, 2022
9:00 A.M. (CT)

Commissioners present in person: Chair Tim Engel, David Gilbertson, Patricia Miller, Peggy Stout, and Don Zeller. Sandra Zinter joined the meeting via phone in the middle of the meeting and left as indicated below.

Not present: Dr. James Hansen and Mayor Steve Harding.

Others present in person: Bureau of Administration (BOA) Commissioner, Scott Bollinger; BOA Deputy Commissioner, Andy Gerlach; BOA Special Projects Coordinator, Leah Haugan; BOA General Counsel, Kirsten E. Jasper; BOA Deputy State Engineer, Kristine Day; Department of Agriculture and Natural Resources (DANR) Deputy Secretary, Jeanne Goodman; DANR Public Information Officer, Brian Walsh; City of Pierre Administrator, Kristi Honeywell; and Trail of Governors President, Rick Jensen.

Others present via an internet application: Keloland Media Group Journalist, Bob Mercer; and Bureau of Finance and Management Budget Analyst, Virginia Albertson.

Call to Order and Roll Call

Chairman Engel called the meeting to order at 9:02 a.m., roll was taken, and a quorum was present.

Conflict of Interest Disclosure

Chairman Engel asked if any Commissioners had a conflict of interest related to any matter under consideration during the meeting. Commissioner Miller indicated a potential conflict regarding the Trail of Governors as a member of the Trail's governing board and stated she would recuse herself from any action item relating to the Trail of Governors.

Approval of the Agenda

Chairman Engel proposed a modification to agenda item 9.a. "Capitol Lake Master Plan" by adding two subsections as follows: I. Overview: BOA Commissioner Scott Bollinger, and II. Water Quality Matters: DANR Deputy Secretary Jeanne Goodman. Commissioner Miller moved to approve agenda with the proposed modification, seconded by Commissioner Zeller. The motion carried unanimously.

Approval of the Minutes

Commissioner Zeller moved to approve the draft minutes from the April 7, 2021, meeting and the motion was seconded by Commissioner Miller. The motion carried unanimously.

Introduce Peggy Stout

Commissioner Peggy Stout of Fort Pierre, SD was appointed to the Capitol Restoration and Beautification Commission on January 7, 2022, filling the vacancy left by Jean Rounds. Commissioner Stout provided a short biography to the group.

Election of Officers

Commissioner Engel turned the election of officers over to Commission counsel, Kirsten Jasper. Nominations were opened for Commission Chair and Commissioner Gilbertson nominated Commissioner Engel. The nomination was seconded by Commissioner Miller. There were no other nominations. Commissioner Engel was unanimously elected Chair. Ms. Jasper opened nominations for Commission Secretary and Commissioner Gilbertson nominated Commissioner Harding. The nomination was seconded by Commissioner Miller. There were no other nominations. Commissioner Harding was unanimously elected Secretary.

Placement of Trail of Governors Statue, part 1

Rick Jensen, chair of the Trail of Governors Foundation, updated the Commission regarding the progress of the project and provided a map depicting the statue of Governor Byrne's proposed location in front of the Becker Hansen building. The Trail of Governors sought the Commission's approval to place the statue in this location north of the Capitol, explaining that the proposed site would extend the continuity of the zig zag formation of Trail statues installed along Broadway Avenue. Prior to any action, Commission Chair Engel noted that as Commissioner Miller recused herself, the Commission did not have a quorum to act on this request. A brief discussion was held regarding deferring action until a new meeting could be called. Further action was deferred until later in the meeting while BOA staff looked into whether another commissioner was available to join the meeting and whether the state Code of Conduct required Commissioner Miller to recuse herself.

Capitol Lake Master Plan (Informational)

BOA Commissioner Bollinger gave a brief overview of an approved project as a result of legislation (HB 1013) during the 2022 session. The plan involves several phases starting with plugging the aged artesian water well known as the "Flaming Fountain." The next phase would involve removal of sediment from Capitol Lake. Additional phases include new landscaping and a potential remodel of the Visitor's Center. The

entire project is expected to take approximately two years. DANR Deputy Secretary Jeanne Goodman explained that the well was deteriorating, that it created poor water quality, and presented safety concerns that can only be resolved by plugging the well. Deputy Secretary Goodman also provided that removing the sediment from Capitol Lake will provide control over the source and quality of the water in the lake going forward. Chairman Engel noted that this item is informational only, and that the Commission doesn't have jurisdiction over the proposed action relating to the well.

Commissioner Zinter joined the meeting by phone.

Placement of Trail of Governors Statue, part 2

Commissioner Zinter was advised and brought up to speed regarding the Trails proposed placement of Governor Byrne's statue. Additionally, Commissioner Miller affirmed that her mind was not "unalterably closed" regarding the placement of Governor's statues within the Capitol Complex and therefore withdrew her recusal from any Commission action. Thereafter, Commissioner Gilbertson moved to approve the placement of Governor Byrne's statue at the proposed location and the motion was seconded by Commissioner Zeller. The motion carried unanimously.

Commissioner Zinter left the meeting.

Buildings and Grounds Project Updates (Informational)

Deputy State Engineer Kristine Day updated the Commission on Capitol complex projects including the facility improvements and expansions of various buildings on the complex including the Kinsman Building, Health Lab, and Cultural Heritage Center. Deputy State Engineer Day stated that the Capitol Lake retaining wall was nearing completion. BOA Special Projects Coordinator Leah Haugan passed around a "Thank You" note from the Rolling Thunder POW-MIA group regarding the exhibit honoring POW-MIA which was unveiled during the 2022 Legislative Session. The exhibit is on permanent display on the second floor of the Capitol's west wing.

Public Comments

None.

Adjournment

Commissioner Miller moved to adjourn, and the motion was seconded by Commissioner Stout. The motion carried unanimously, and the meeting was adjourned at 9:56 a.m.