

SPRING CREEK / COW CREEK SANITARY
DISTRICT MEETING MINUTES
MONTHLY MEETING
Wednesday, August 10, 2022

The regular monthly meeting of the Spring Creek/ Cow Creek Sanitary District was held in the meeting room at the Boat House Bar & Grill in Pierre SD on Wednesday, August 10, 2022. Chairman Schuh called the meeting to order at 6:01 p.m.

Chairmen Schuh, Bacon and Wiseman, Clerk Anderson and Superintendent Zuber were in attendance in person. Also present were 13 residents of the District and two guests. Three residents attended via videoconference.

Schuh asked for approval of the Agenda as presented. Wiseman made a motion to approve the Agenda. Bacon seconded. All voted in favor. Motion carried.

Schuh asked the Board to declare any Conflicts of Interest. No conflicts were declared.

Wiseman made a motion to approve the 6/8/22 meeting minutes. Schuh seconded. All voted in favor. Motion carried.

Wiseman made a motion to approve the 7/13/22 meeting minutes. Schuh seconded. All voted in favor. Motion carried.

Superintendent Zuber presented his Report to the Board. He first announced that the Sanitary District has received its 21st consecutive Award of Excellence from the SD DANR. He also reported that 1,871,000 gallons of water were used during the month of July, which is approximately 60,355 gallons per day, or 42% of maximum capacity.

Zuber reported back on his meeting with Dakota Pump and provided an estimate to pig the sewer line (\$4605) and to replace 2 impellers (\$2100). He noted the District had a few more pumps trip last week, one on County Road and the other on Walleye Drive. He is scheduled to meet with an SDARWS Technician this week to discuss running their camera through the system.

Wiseman made a motion to give Sup. Zuber authority to order and approve up to \$10,000 to pig the sewer line, assuming increased costs once Dakota Pump gets on-site to perform this service. Bacon expressed the need for a Board policy to cover these types of expenditures moving forward. With his comment, he seconded the Motion as a one-time approval. All voted in favor. Motion carried.

On a final note, Zuber asked the Board to approve continuing education to allow him to get certified in additional areas relevant to the District. The Board agreed to review his request for continuing education and provide a response at the September meeting.

Wiseman presented the Treasurer's Report. Wiseman indicated that the year-to-date financials remain steady, in spite of the additional expenditures relative to the improvement projects. Through the month of July, the District shows a very small net loss, but cash flow remains solid. He also stated he is expecting the 2023 contract from Mid-Dakota Rural Water Systems at any time, with a presumed 5% increase in fees. Schuh made a motion to approved the Treasurer's report. Bacon seconded. All voted in favor. Motion carried.

Wiseman reported that he and Clerk Anderson have worked on a preliminary budget for next year, enclosed in the meeting packet, but will review and update once final contracts are received. He hopes to have a draft

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budget ready for review at the September meeting.

Clerk Anderson presented the monthly Accounts Payable to the Board. These include: Anderson Nill & Associates- \$2,314.60; AT&T Mobility- \$85.43; Bartlett & West - \$668.00; Boat House Bar & Grill - \$200.00; Dakota Pump & Control - \$647.96; Lammers, Kliebacker, et al - \$456.00; Mid Dakota RWS - \$5,243.77; Midcontinent Communications - \$40.98; South Dakota Public Health Lab - \$15.00. Wiseman made a motion to approve the bills as presented. Schuh seconded. All voted in favor. Motion carried.

Bruce Peterson was asked to come forward to present his full plans to the Board of Trustees for Ten Lots in the Spring Creek Bay Subdivision in exchange for a moratorium on Ten Lots in the Golden Meadows Subdivision. Wiseman made a motion to approve the exchange of lots pending final approval by the Sully County Planning and Zoning Commission. Schuh seconded. All voted in favor. Motion carried.

Wiseman updated the Board on the Archeology Study and Improvements Projects. He noted that the US Army Corps of Engineers has responded to him with an issue they have on the proposed site location for the new water tower. He is scheduled to meet with their representative next week to review their concerns. SD DANR advised the District to complete all grant and bond funding applications when required. We can amend an application for changes, if needed.

Wiseman also discussed the Sewer Lagoon Improvement project and what he sees as the options for the District. Option 1 is to continue with the Facilities Plan to install liners in the existing lagoon, as originally approved. After Bartlett & West received more accurate historical sewer usage readings, they reassessed the storage capacity and determined the existing structure can hold up to 200 more homes and an additional 300 campsites.

Option 2 is to purchase land and move the entire lagoon to the outer edge of the District. The District has landowners willing to sell. This option would increase costs to the District in excess of \$2 Million.

Schuh opened the floor to public comment.

One resident asked about the contradiction in capacities between the original facilities plan and what is currently being presented. Wiseman indicated the contradiction occurred due to the more current and accurate information being made available to the engineers. This type information was not available when the studies began over a year ago. Wiseman also offered to share the capacity study with the resident for his review. This resident also asked if adding additional developments to the District may negate the existing Lagoon Facilities Plan.

Another resident came forward asking how the District plans to handle new development since funding is already approved. Wiseman responded that the Board has already indicated no new platted lots would be approved right now. This resident also asked why the District wouldn't move the lagoon now instead of fixing the existing lagoon and being forced to move it in 3-5 years. Wiseman pointed this resident to the Expansion Ordinance 2020-3.

A user came forward to ask if the existing capacity assessment was based on actual flows or projected flows and whether we will assess capacity again next summer.

With no further Public Comments, Schuh thanked the residents for their input and moved forward with the agenda.

Wiseman made a motion to approve Resolution 2022-2: RESOLUTION GIVING APPROVAL TO CERTAIN CLEAN WATER FACILITIES IMPROVEMENTS; GIVING APPROVAL TO ISSUANCE AND SALE OF A

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REVENUE BOND TO FINANCE, DIRECTLY OR INDIRECTLY, THE IMPROVEMENTS TO THE FACILITIES; APPROVING THE FORM OF THE LOAN AGREEMENT AND THE REVENUE BOND AND PLEDGING REVENUES AND COLLATERAL TO SECURE THE PAYMENT OF THE REVENUE BOND; AND CREATING SPECIAL FUNDS AND ACCOUNTS FOR THE ADMINISTRATION OF FUNDS FOR OPERATION OF THE SYSTEM AND RETIREMENT OF THE REVENUE BOND AND PROVIDING FOR A SEGREGATED SPECIAL SHARGE OR SURCHARGE FOR THE PAYMENT OF THE BONDS. Bacon seconded. All voted in favor. Motion carried.

Bacon made a motion to approve Resolution 2022-3: RESOLUTION GIVING APPROVAL TO CERTAIN DRINKING WATER FACILITIES IMPROVEMENTS; GIVING APPROVAL TO THE ISSUANCE AND SALE OF A REVENUE BOND TO FINANCE, DIRECTLY OR INDIRECTLY, THE IMPROVEMENTS TO THE FACILITIES; APPROVING THE FORM OF THE LOAN AGREEMENT AND THE REVENUE BOND AND PLEDGING REVENUES AND COLLATERAL TO SECURE THE PAYMENT OF THE REVENUE BOND; AND CREATING SPECIAL FUNDS AND ACCOUNTS FOR THE ADMINISTRATION OF FUNDS FOR OPERATION OF THE SYSTEM AND RETIREMENT OF THE REVENUE BOND. Schuh seconded. All voted in favor. Motion carried.

The Board reviewed Administrative Assistance Agreements as presented by the Central South Dakota Enhancement District. Because the Sanitary District is not a municipality, Administrative Assistance as provided by CSDED is not readily available to the District without a monetary agreement in place. Wiseman made a motion to approve the Agreement for Administrative Assistance for the Drinking Water Improvement Project. Bacon seconded. All voted in favor. Motion carried.

Bacon made a motion to approve the Agreement for Administrative Assistance for the Clean Water Improvement Project. Wiseman seconded. All voted in favor. Motion carried.

As a final point to note, Wiseman reported to the Board that he has received Codger's Castaway's Site Development Plans, an incomplete application for Expansion and the relevant application fee for review.

Wiseman made a motion to move into Executive Session pursuant to SDCA 1-25-2(4) at 7:28 pm. Bacon seconded. All voted in favor. Motion carried.

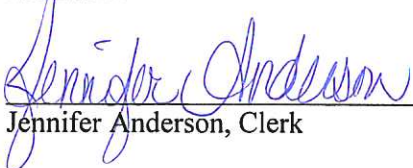
Schuh made a motion to move out of Executive Session and back into regular session at 8:11 p.m. Bacon seconded. All voted in favor. Motion carried.

Schuh made a motion to approve Anderson Nill & Associates Inc.'s annual contract, to begin September 1, 2022, to include all financial and Board Clerk duties as is currently being provided. Bacon seconded. All voted in favor. Motion carried.

Being no further business, Schuh made a motion to adjourn the meeting at 8:14 p.m. Bacon seconded. All voted in favor. Motion carried.


Kathleen Schuh, Board Chairman

ATTEST:


Jennifer Anderson, Clerk