

SPRING CREEK / COW CREEK SANITARY
DISTRICT MEETING MINUTES
MONTHLY MEETING
Wednesday, January 14, 2026

The regular monthly meeting of the Spring Creek/Cow Creek Sanitary District was held at the Dockside Bar & Grill on Wednesday, January 14, 2026. President Schneider called the meeting to order at 6:00 p.m.

President Schneider, Forsch, Konda, Kopman, Schuh, Attorneys Bachand and Cruz, and Clerk Linn were in attendance, along with 4 residents. Superintendent Zuber, 6 residents and 1 guest attended via Zoom videoconference.

Schneider requested a motion to approve the agenda. Schuh made a motion to approve the agenda. Forsch seconded. All voted in favor. Motion carried.

Schneider asked the Board to declare any Conflicts of Interest. None noted at this time.

Schuh made a motion to go into executive session pursuant to SDCL 1-25-2(3 & 4) at 6:01 p.m. Konda seconded. All voted in favor. Motion carried.

Schneider called the meeting back into session at 6:45 p.m.

Schneider noted the following items in the President's message:

1. The Board voted last month that all lots within Codgers Caddy shall comply with ordinance 10. The board received notification from a private individual of costs upwards of \$30,000 to comply with bringing water and sewer to their property.
2. We are incurring significant increased legal expenses and if this continues rates will significantly increase.
3. Meetings will not be available through zoom unless a quorum is not present in person and the meetings will not be recorded.

Schneider updated the District on the Codger's Castaway Inspection status. The Board has the video results of the inspection, and they are seeking legal guidance on that at this time. Schuh made a motion to defer action on Codger's Castaway until the February meeting. Forsch seconded. All voted in favor. Motion carried.

Schneider requested action on the 12/10/2025 meeting minutes. Konda noted the spelling of Aaron in the superintendent's report should be Erin. Konda made a motion to approve the 12/10/2025 meeting minutes noting the correction. Kopman seconded. All voted in favor. Motion carried.

Schneider requested Superintendent Zuber present his report to the Board. In December the District used 613,000 gallons with a daily average of 22,000.

Other items noted by Zuber:

1. No reportable issues at lift stations this month.
2. Small issue with the water tower SCADA system. Mid-Dakota resolved the issue. Everything else seems to be good with the water tower in the first winter months.
3. The wastewater plant will be covered during item 9.
4. Testing and compliance reporting has been completed for the month.
5. There have been a couple of new hookups this month.
6. Ordered samplers. Those will be delivered when the representative comes here for training.
7. Konda and Zuber will inquire as to the Dakota Pump and Control freight noted on their invoice.
8. Zuber noted the next exam in Pierre is in March.

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Schneider requested Konda present the Treasurer's Report. Konda noted for the month of December: Unrestricted checking account - \$750,490. Restricted meter deposits - \$32,694. Restricted long-term developer fund - \$338,188. Total Checking/Savings - \$1,121,372. Accounts receivable - \$17,809. Accounts payable - \$56,655. Konda noted the full year's actual compared to budget was included in the packet. There were multiple line items we ran way over on. The Board adjusted the budget for next year to account for some of those overages. The maintenance money was not all spent, yet there were other expenses, such as vehicle expenses, that went over. Schuh made a motion to approve the Treasurer's report. Kopman seconded. All voted in favor. Motion carried.

Schneider requested Clerk Linn present the monthly Accounts Payable to the Board. Anderson Nill & Associates - \$7,749.78; Aquatech Systems Inc. - \$40,196.90 (held pending reimbursement and investigation); AT&T Mobility - \$92.12; Bachand & Hruska - \$3,093.76; Bartlett & West - \$8,793.75 (held pending reimbursement); Dakota Pump and Control - \$3,717.67 (held pending investigation); David Hansen - \$86.46; Edwards Properties - \$127.40; Flatland Enterprise LLC - \$135,530.52 (\$128,870.10 held pending reimbursement); Forrest Zuber - \$525.00; Kathleen Schuh - \$92.39; Mid Dakota RWS - \$4,952.02; Midco Communication - \$53.51; Oahe Electric - \$1,356.07; PSN - \$100.00; SD Public Assurance Alliance - \$20.00; SD 811 - \$3.15. Konda noted the reimbursement to Kathleen Schuh for a past Board member funeral arrangement should not be an expense of the District. The Board agreed to take up donations from the Members to cover the expense. Konda made a motion to approve the bills as presented noting the removal of the Kathleen Schuh reimbursement, a hold on Aquatech Systems Inc. pending reimbursement and investigation, a hold on Bartlett & West pending reimbursement, a hold on Dakota Pump and Control pending investigation and a partial hold on Flatland Enterprise LLC pending reimbursement. Schuh seconded. All voted in favor. Motion carried.

Schneider requested Ross update the District on the sewer facilities plan. Ross stated they will meet with the contractor and Zuber to develop a punch list to finalize the project. Ross noted substantial completion is determined as the plant is operational and has the ability to meet the permitted limits. The contractor is responsible for making sure everything is tested and operational to meet the design criteria. It does not mean the contractor operates the plant until it meets permit limits. Once completed Bartlett and West will issue a substantial completion letter which will kick off the 1-year warranty period. Ross noted the intent is to have the plant operational by April 1, yet the contract states they have until April 30. Konda mentioned the pipe between the two spools in the UV building is too short. Ross agreed and noted they are working on a solution to remedy the concern. Ross noted they will also need to address the ventilation in that building. The Board noted there is a grace period of up to 6 months to have a Class 2 monitor the facility.

Schneider updated the District on the water facilities plan. No work planned at this time. There are a couple items on the punch list to finish up. The repainting will occur early in the spring.

Schneider requested Konda update the District on the RFP for an Advanced Metering Infrastructure System. The two proposals were submitted by Metering and Technology Solutions and Zenner USA. The Board discussed the proposals and whether to locate a 3rd party installer on their own or elect to utilize the one in the bid. The Board noted the District has funds on hand to pay for the system. Kopman made a motion to accept the Metering and Technology Solutions Alternate 1 Bid in the amount of \$88,109.40. Schuh seconded. All voted in favor. Motion carried.

Schneider requested Konda update the District on the Insured Equipment List. Konda noted the insurance bill has been paid, yet the equipment list associated with the policy requires an update. Konda is currently in the process of updating. No action required.

Schneider opened the floor to public comment.

Rick Heupel thanked the Board for their service. Heupel noted he had sent a letter in regard to the surcharge calculation and wondered what the status was as it was not included on the agenda. Schneider noted the Board is still

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working on the calculation. Heupel inquired about why his bill did not note usage. Linn stated the portal has that information, yet he would investigate and get back to Heupel.

Andrew Utech requested clarification on the zoom comments during the President's Message. Schneider noted meetings will not be available through zoom unless a quorum is not present in person and the meetings will not be recorded.

Schneider inquired as to any other public comment. Hearing none, public comment was closed.

Schneider inquired as to the need for an additional Executive Session. Schuh made a motion to go into executive session pursuant to SDCL 1-25-2(4) at 7:45 p.m. Kopman seconded. All voted in favor. Motion carried.

Schneider called the meeting back into session at 8:17 p.m.

Schneider requested a motion to reference pay going forward for Forrest. Konda made a motion to rescind the motion made at the 12/10/25 as it relates to tying the 3% salary increase to the exam while leaving the stipend increase intact. Kopman seconded. All voted in favor. Motion carried. Konda made a motion to raise the District employee wages 3% retroactive to January 1, 2026. Kopman seconded. All vote in favor. Motion carried.

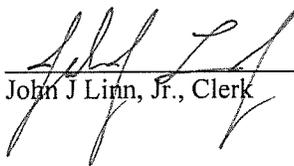
Being no further business, Schuh made a motion to adjourn the meeting at 8:19 p.m. Kopman seconded. All voted in favor. Motion carried.

SIGNATURES TO FOLLOW



Todd Schneider, Board President

ATTEST:



John J Linn, Jr., Clerk