

**LAKE KAMPESKA WATER PROJECT DISTRICT**

**MINUTES OF MEETING OF BOARD OF DIRECTORS  
WATERTOWN, SOUTH DAKOTA  
MAY 15, 2015  
12:15 O'CLOCK P.M.**

Present at the meeting were the directors, namely: Bradley D. Johnson, John C. Wiles, Paul I. Hinderaker, Doug Modica, Sarah R. Caron and Mark Messerli. Directors Gregory K. Blow and Doug Modica were absent. Also present were Jack Little and secretary-treasurer Paula R. Newman.

Paul I. Hinderaker presided as chairman and Paula R. Newman acted as secretary.

The chairman called for approval of the minutes of the last meeting on April 27, 2015. Upon motion made by Johnson, seconded by Messerli, and carried unanimously, the minutes were approved.

The first item of new business was discussion concerning area CAFOs. Hinderaker presented a draft of a statement of position for the Directors to consider. Following discussion, a few modifications were proposed. Upon motion made by Johnson, seconded by Wiles, and carried unanimously, the directors approved a statement with respect to the District's position on CAFO development, which statement is attached to these minutes.

The next item of business was discussion concerning the Stony Point 3<sup>rd</sup> Addition development in progress. At the annual meeting of the District, members expressed concern about the possible filling of wetlands which may occur if the developer's proposed plat is approved. Johnson obtained a copy of a proposed plat from City Hall. He presented the map in conjunction with a report he had received from Doug Alvine. Mr. Alvine wrote to Governor Dennis Daugaard, expressing concern about the development. Johnson read a copy of Governor Daugaard's response, which was forwarded to him via email from Doug Alvine. Governor Daugaard wrote that he understood modifications to the development were underway which would direct the proposed channel over private land, and would not result in filling wetland areas. Review of the plat, superimposed over an aerial map of the area, although not considered precise, appeared to conflict with Governor Daugaard's statements. Discussion was held about the fact that the developer has not submitted a revised plat, and several steps in the developing and permitting of the project remain to be done by the developer. The Directors discussed the fact that they will monitor the process, but felt any filling of wetlands or property below the high water mark would be undesirable and may interfere with the Mahoney Creek dam project should the U. S. Corps of Engineers move forward with the project. Upon motion made by Johnson, seconded by Wiles, and carried unanimously, the following resolution was adopted:

BE IT RESOLVED by the Board of Directors of Lake Kampeska Water Project District that the Chairman is authorized to draft a letter expressing the District's vital concerns about the proposed Stony Point 3<sup>rd</sup> Addition development, and he is further authorized and directed to forward the letter to the Governor of the State of South Dakota, the U. S. Corps of Engineers, and the Mayor of the City of Watertown.

The next item of discussion was website development for the District. Mark Messerli currently provides website development services to the District for a fee of \$500.00 per year. Renewal of that contract is due to occur soon. Because Messerli recently joined the District as a director, the other directors discussed whether a conflict of interest may be waived, allowing Messerli to continue providing services to the District. Upon motion made by Johnson, seconded by Caron, and carried unanimously with Messerli abstaining, the following resolution was adopted:

BE IT RESOLVED by the Board of Directors of Lake Kampeska Water Project District that Messerli's conflict of interest in connection with providing website development services to the District is waived, and his next annual contract for services at the rate of \$500.00 is approved.

There being no further business to come before the meeting, and upon motion made by Messerli, seconded by Johnson, and carried unanimously, the meeting was adjourned.

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Paula R. Newman  
Secretary

**LAKE KAMPESKA WATER DISTRICT  
CONCENTRATED ANIMAL FEEDING OPERATION POLICY**

The initiating petition to the South Dakota Board of Water and Natural Resources to establish the Lake Kampeska Water Project District begins:

- A. There is a need in the interest of public health, safety and welfare for creation of a Water Project District to accomplish improvement in the district area.
- B. In general terms, the purposes of the contemplated improvements are to protect and enhance the lands, public health and safety, general welfare, and economy of the people in the district. The contemplated work will accomplish the following purposes as may be technically and financially feasible upon preparation of detailed plans therefore, but are not necessarily limited to such described purposes if additional purposes are lawful. Maintenance and protective measures, such as shoreline erosion control (rip-rap), gabion strips, and sediment dams on major tributaries to provide and improve lake for recreational as well as aesthetic purposes.
- C. The work will involve watershed and shoreline erosion control, sediment removal, and general lake improvement efforts.
- D. The proposed Water Project District is located in Lake Township in Codington County.

“Lake Kampeska is a glacial formed lake located in the corporate limits” of the City of Watertown, Codington County, South Dakota, at the latitude 44 degrees, 55 min., 54 sec., 117N, 53W Sections 15-16-17-18-19-20-21-22, 27-28-29-30-31. A portion of the Water Project District is comprised of the municipality of Watertown as is described in Exhibit A.
- E. The proposed works and programs of activities of the district will be located within the boundaries of the district, and outside the boundaries of the district along the tributaries of Lake Kampeska, or in their drainage areas, and may include dams, levies, conservation methods and practices, and otherwise. Said works and programs will be operated by the district and funded by general assessments, special assessments, government grants and private contributions.
- F. Petition is hereby made for a Board of Directors of the proposed Water Project District to consist of seven members, elected at large, and that the following named individuals, who are owners of land in the proposed Water Project District, and none of whom is a public officer of the state or federal government, be appointed as the first Board of Directors of the Lake Kampeska Water Project District.

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Authority exists in the Board to improve watershed and shoreline erosion control, sediment removal and general lake improvement efforts outside the boundaries of the district along the

tributaries of Lake Kampeska, or its drainage areas, including conservation methods and practices, and otherwise.

Since the organization of the district in 1986, there has been increasing pressure to establish Concentrated Animal Feeding Operations (CAFO) upstream of Lake Kampeska which pose increasing threats of pollution directly from the CAFOs and erosion and additional pollution along the Big Sioux River and its tributaries resulting from changes in land usage, all to the potential detriment of the Big Sioux watershed, Lake Kampeska, and their underlying aquifers.

THEREFORE, it is the policy of the Lake Kampeska Water Project District to urge county planning and zoning boards and boards of county commissioners who are considering applications for approval of Concentrated Animal Feeding Operations to consider the potential impacts to public health, safety and welfare, not only of the residents in the neighborhoods of these operations, but also of the many more residents further downstream, including Lake Kampeska and major population centers.

FURTHER, the Lake Kampeska Water Project District designates the manager of the Upper Big Sioux Watershed Project as a representative who may testify on behalf of the Lake Kampeska Water Project District, as well.

This policy is adopted as of May 15, 2015 on the unanimous vote of the Board duly made and seconded.

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Paul I Hinderaker  
Chairman