

RAPID VALLEY SANITARY DISTRICT
BOARD OF TRUSTEES MEETING
NOVEMBER 13, 2023

Chairman Andy Fitzgerald called the meeting to order at 7:00 p.m. Present at roll call were Bob Phillips, Jennifer Battles, Diana Nelson, Shirley Haines, Carrie Wheeler, and Connie Olson. and Eric Krebs. Also, in attendance were potential new trustee, Tim Roth, Manager Rusty Schmidt, Engineer Dustin Dale, and District Clerk Sara Bender. In addition, representatives from Green Valley Sanitary District Board members Jason Reitz and Scott Mohr were in attendance.

APPROVAL OF AGENDA: A motion was made by Connie Olson to approve the agenda with the addition of agenda item number 10, Update on 2023 SD DANR Funded Projects and County ARPA Funded Projects. The motion was seconded by Bob Phillips. Motion carried.

APPROVAL OF MINUTES: A motion was made by Diana Nelson to approve the minutes from the October meeting. The motion was seconded by Shirley Haines. Motion carried.

APPROVAL OF FINANCE REPORT: The financial reports were distributed to the Trustees for their review prior to the meeting. A motion was made by Diana Nelson to approve the Finance Report. Connie Olson seconded the motion. Motion carried.

ITEMS FROM THE PUBLIC: Green Valley Sanitary District representatives Jason Reitz and Scott Mohr were in attendance to discuss agenda item eight, the Green Valley Sewer System.

PRESIDENT'S REPORT:

1. Nominating Committee Recommendations for Appointment to Vacancy: The nominating committee, Andy Fitzgerald, Bob Phillips, and Eric Krebs met on October 12 to interview a potential candidate, Tim Roth, to fill the remainder of Rick Hensley's term. The committee recommends appointing Mr. Roth to fill the remainder of Mr. Hensley's term, which expires May 2024. Based on the recommendation of the committee, the consensus of the group was to appoint Mr. Roth to fulfill the remainder of Rick Hensley's term.

2. Budget Recommendations for 2024 Expenditures and Water/Sewer Rates: The budget committee, Connie Olson, Diana Nelson, Shirley Haines, and Jennifer Battles, as well as the Manager met on October 18th to review the proposed 2024 budget. The committee is proposing a rate change of 3% increase on water for the minimum charge and 3% increase on the per 1,000-gallon charge. This will increase monthly bills by \$1.08 using the system average of 3,400 gallons. The sewer rate proposed change is a 4% increase on the minimum charge and no increase on the per 1,000-gallon charge. This will be a \$.96 monthly increase for residential customers. The committee is also proposing a 4% cost of living increase in the overall salary matrix. Income over expenditures for the proposed 2024 budget is \$714,382.00. Based on the recommendation of the committee, the consensus of the group was to approve the proposed 2024 budget.

3. Drinking Water Surcharge Revenue Bond 2023 Fourth Draw Amount: The fourth draw amount for the SRF loan for engineering services is \$217,965.50. This has been submitted to Black Hills Council for November payment to AE2S for engineering services. The total for engineering services to date is \$318,991.50.

MANAGERS REPORT

4. **Monthly Water Loss and Leak Detection:** October daily water usage was about 840,000 gallons per day. Water loss for the month was 19% and the annual average for loss is 14%. There were two leaks repaired in the last couple of weeks, one on Hacienda and one on Mercury and that reduced the daily usage by 100,000 gallons per day.

PROJECTS AND FUTURE DEVELOPMENT

5. **Ennen Dr Housing Project:** TDG, the engineering firm for the Ennen Dr Housing Project, has been out doing some surveying on Reservoir Rd because improvements are needed for a portion of this project. The water main that was going to be constructed with the Hillsview phase 3 project will now be completed with the Ennen project.

6. **Apple Valley Project Update:** Bid opening for the Apple Valley project will take place in December. There are prebid meetings scheduled for this week, with construction beginning in 2024.

OTHER TOPICS

7. **Update on RVSD Building Construction:** The flooring and the walls for the building were poured November 13th. The contractor will then backfill, and the floor is scheduled to be completed by December 15th.

8. **Green Valley Sewer System:** The manager and Green Valley Sanitary District (GVSD) met with E One Pressure Sewer Systems to look at the possibility of utilizing their system as a more affordable alternative to the GVSD residents for sewer, rather than the gravity sewer that was originally planned. This would require each home to have a private lift station that all pumps to a common pressure main in the right-of-way. The lift stations would be serviced by Dakota Pump Inc. The District would manage the mains if needed and any maintenance or repairs would be charged back to GVSD. The original agreement for sewer between the District and GVSD would need to be amended if GVSD proceeds with this option. A motion was made by Connie Olson to move forward with the E One Pressure Sewer System option for GVSD. The motion was seconded by Shirley Haines. Motion carried. The manager asked that the plans be submitted to AE2S for review.

9. **Resolution for Approval to Advertise:** The trustees were given a map of the proposed annexation area and a draft of the proposed resolution. If the notice of resolution of annexation is approved, we will advertise for 2 consecutive weeks and hold a public hearing in conjunction with the December board meeting on December 11, 2023. These steps have been confirmed with our legal team to ensure it meets the requirements of SDCL. The notice of annexation and the proposed resolution read as follows:

NOTICE OF PROPOSED ANNEXATION HEARING
RAPID VALLEY SANITARY DISTRICT – WATER SERVICE

NOTICE IS HEREBY GIVEN that there will be a hearing for a proposed annexation of real property on December 11, 2023, at 7:00 pm at the Rapid Valley Sanitary District – Water Service office located at 4611 Teak Drive, Rapid City, SD 57703. The proposed resolution containing legal descriptions of the proposed annexed parcels that will be heard is as follows.

**RESOLUTION OF
RAPID VALLEY SANITARY DISTRICT – WATER SERVICE
BOARD OF TRUSTEES ANNEXING REAL PROPERTY
[PROPOSED]**

WHEREAS Rapid Valley Sanitary District – Water Service is an organized sanitary district under the laws of South Dakota, and is located within Pennington County, South Dakota; and

WHEREAS Rapid Valley Sanitary District – Water Service has published notice once a week for two consecutive weeks of its intention to annex certain territory adjacent and within its boundaries said notice including the proposed resolution: and

WHEREAS Rapid Valley Sanitary District – Water Service will hold or held a public hearing on this matter at 4611 Teak Drive, Rapid City, South Dakota, 57703 at 7:00 PM on the 11th day of December, 2023.

WHEREAS Rapid Valley Sanitary District – Water Service Board of Trustees have or will have received the consent of the Pennington County Commission approving this Resolution and the annexation of the property described below; and

WHEREAS the annexation of such territory is in the best interest of the Rapid Valley Sanitary District – Water Service and Pennington County in order to provide for safe rural water systems and sanitary systems within the County.

NOW, THEREFORE, BE IT RESOLVED that the annexation of the following described territory into the boundaries of Rapid Valley Sanitary District – Water Service is hereby approved:

The following properties are all in Pennington County.

A TRACT OF LAND IN THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4SW1/4) OF SECTION TWELVE (12), TOWNSHIP 1 NORTH (T1N), RANGE 8 EAST (R8E), BLACK HILLS MERIDIAN (BHM), PENNINGTON COUNTY, SOUTH DAKOTA DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION, THENCE NORTH 530 FEET ALONG THE

WEST LINE OF SAID SECTION, THENCE EAST 410 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION; THENCE SOUTH 530 FEET TO THE SAID SECTION LINE; THENCE WEST 410 FEET TO THE PLACE OF THE BEGINNING; SECTION TWELVE (12), T1N, R8E, B.H.M., PENNINGTON COUNTY, SOUTH DAKOTA;

LOT ONE (1) OF VICTRA SUBDIVISION, AS SHOWN BY THE PLAT RECORDED IN BOOK 21 OF PLATS ON PAGE 45 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

LOT TWO (2) OF VICTRA SUBDIVISION, AS SHOWN BY THE PLAT RECORDED IN BOOK 21 OF PLATS ON PAGE 45 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

LOT THREE (3) OF VICTRA SUBDIVISION, PENNINGTON COUNTY, SOUTH DAKOTA, AS SHOWN ON THE PLAT FILED IN PLAT BOOK 21, PAGE 45.

LOT FOUR (4) OF VICTRA SUBDIVISION, PENNINGTON COUNTY, SOUTH DAKOTA, AS SHOWN ON THE PLAT FILED IN PLAT BOOK 21, PAGE 45.

LOT FIVE (5) OF VICTRA SUBDIVISION, AS SHOWN BY THE PLAT RECORDED IN BOOK 21 OF PLATS ON PAGE 45 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

LOT SIX (6) OF VICTRA SUBDIVISION, AS SHOWN BY THE PLAT RECORDED IN BOOK 21 OF PLATS ON PAGE 45 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

LOT SEVEN (7) OF VICTRA SUBDIVISION, AS SHOWN BY THE PLAT RECORDED IN BOOK 21 OF PLATS ON PAGE 45 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

S1/2S1/2N1/2SW1/4 AND S1/2SW1/4, EXCEPT A TRACT IN THE SW1/4SW1/4 DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF SECTION 12, THENCE NORTH 530 FEET ALONG THE WEST LINE OF SAID SECTION, THENCE EAST 410 FEET PARALLEL WITH THE SOUTH LINE, THENCE WEST 410 FEET TO PLACE OF BEGINNING, AND EXCEPT THE E1/2E1/2SE1/4SW1/4 OF SAID SECTION 12, ALL IN SECTION 12, TOWNSHIP 1 NORTH, RANGE 8 EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA.

LOT 8 AND DEDICATED RIGHT-OF-WAY OF VICTRA SUBDIVISION IN THE SW1/4SW1/4 AND S1/2S1/2NW1/4SW1/4, SECTION 12, TOWNSHIP 1 NORTH, RANGE 8 EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA

LOT ONE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION TWELVE, TOWNSHIP ONE NORTH, RANGE EIGHT, EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA;

THE EAST THREE HUNDRED THIRTY FEET (E330') OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4SW1/4) OF SECTION TWELVE (12) IN TOWNSHIP ONE NORTH (T1N), RANGE EIGHT EAST OF THE BLACK HILLS MERIDIAN (R8E BHM) EXCEPTING THEREFROM LOT ONE (1) OF THE SAID SE1/4SW1/4 AS SHOWN BY THE PLAT RECORDED IN BOOK 6 OF PLATS ON PAGE 98 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

THE NORTHWEST QUARTER (NW1/4); THE NORTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER (N1/2N1/2SW1/4) THE NORTH HALF OF THE SOUTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER (N1/2S1/2N1/2SW1/4; AND THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4SE1/4); ALL IN SECTION TWELVE (12), TOWNSHIP ONE NORTH (T1N), RANGE EIGHT EAST OF THE BLACK HILLS MERIDIAN (R8E BHM), PENNINGTON COUNTY, SOUTH DAKOTA;

SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4NE1/4), SECTION TWO (2), TOWNSHIP ONE (1) NORTH, RANGE EIGHT (8) EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA;

THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW1/4SE1/4) OF SECTION THIRTY-FIVE (35) IN TOWNSHIP TWO (2) NORTH OF RANGE EIGHT (8) EAST OF THE BLACK HILLS MERIDIAN, LOCATED IN THE COUNTY OF PENNINGTON, STATE OF SOUTH DAKOTA;

THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4SE1/4) OF SECTION THIRTY-FIVE (35) IN TOWNSHIP TWO (2) NORTH OF SECTION THIRTY-FIVE (35) IN TOWNSHIP TWO (2) NORTH OF RANGE EIGHT (8) EAST OF THE BLACK HILLS MERIDIAN, LOCATED IN THE COUNTY OF PENNINGTON, STATE OF SOUTH DAKOTA;

THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4SE1/4) OF SECTION THIRTY-FIVE (35) IN TOWNSHIP TWO NORTH (T2N) OF RANGE EIGHT EAST OF THE BLACK HILLS MERIDIAN (R8E BHM), PENNINGTON COUNTY, SOUTH DAKOTA;

THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4SE1/4) OF SECTION THIRTY-FIVE (35) IN TOWNSHIP TWO NORTH (T2N) OF RANGE EIGHT EAST OF THE BLACK HILLS MERIDIAN (R8E BHM) PENNINGTON COUNTY, SOUTH DAKOTA;

LOT 1 OF ENGESSER SUBDIVISION NO. 2 AS SHOWN BY THE PLAT RECORDED AS DOCUMENT NUMBER A202120473 IN THE OFFICE OF THE REGISTER OF DEEDS, PENNINGTON COUNTY, SOUTH DAKOTA;

NE1/4SE1/4, SECTION 11, TOWNSHIP 1 NORTH, RANGE 8 EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA;

TOWNSHIP 1 NORTH OF RANGE 8 EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA:

SECTION 12: S1/2S1/2N1/2SW1/4 AND S1/2SW1/4; EXCEPTING THEREFROM A TRACT OF LAND LOCATED IN THE SW1/4SW1/4 DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF SECTION 12, THENCE NORTH 530 FEET ALONG THE WEST LINE OF SAID SECTION, THENCE EAST 410 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION, THENCE SOUTH 530 FEET TO SECTION LINE, THENCE WEST 410 FEET TO PLACE OF BEGINNING; AND EXCEPTING THEREFROM THE E1/2E1/2SE1/4SW1/4 (ALSO KNOWN AS THE EAST 330 FEET OF THE SE1/4SW1/4); AND EXCEPTING THEREFROM VICTRA SUBDIVISION AND PUBLIC RIGHT OF WAY.

LOT 1 OF VICTRA SUBDIVISION NO. 2 LOCATED IN THE SW 1/4SW 1/4 OF SECTION 12, TOWNSHIP 1 NORTH, RANGE 8 EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA

TOWNSHIP ONE (1) NORTH, RANGE EIGHT (8) EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA:

SECTION 1: S1/2NW1/4; AND
SW1/4

SECTION 2: E1/2

SECTION 11: NE1/4

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4NE1/4) OF SECTION 12, TOWNSHIP 1 NORTH, RANGE 8 EAST OF THE BLACK HILLS MERIDIAN, PENNINGTON COUNTY, SOUTH DAKOTA

THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE1/4SW1/4) OF SECTION THIRTY-FIVE (35) IN TOWNSHIP TWO NORTH (T2N) OF RANGE EIGHT EAST OF THE BLACK HILLS MERIDIAN (R8E BHM), PENNINGTON COUNTY, SOUTH DAKOTA

BE IT FURTHER RESOLVED that A certified copy of this Resolution and a map showing the area annexed with the new boundaries of the District are to be filed with the Office of the Pennington County Register of Deeds.

DATED this _____ day of _____ 20__

RAPID VALLEY SANITARY DISTRICT – WATER SERVICE
BOARD OF TRUSTEES

President

ATTEST:

Clerk

A motion was made by Carrie Wheeler to approve the notice of resolution, which will be advertised for 2 consecutive weeks, and a public hearing will be held at 7pm at the RVSD office located at 4611 Teak Dr, Rapid City SD in conjunction with the December 11 board meeting. Jennifer Battles seconded the motion. Motion carried.

10. Update on 2023 SD DANR Funded Projects and ARPA Funded Projects: Plans will be made available November 15th on the construction website for 3 weeks and bid opening will be on December 7, 2023. Board approval for the projects on December 11th.

Miscellaneous Items:

- Delegates for ATC will be the officers and the other trustees are listed as alternates.
- There is a proposed Development for North Valley Dr and Homestead St.

Executive Session: The trustees entered executive session at 8:00 pm to discuss employee compensation. The board came out of executive session at 8:39 pm. The consensus of the group was to allow for a holiday compensation.

There being no further business, the meeting was adjourned.

Respectfully Submitted,
Sara Bender
Office Manager