

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of October 6, 2020

The Pennington County Board of Commissioners met at 9:00 a.m. on Tuesday, October 6, 2020, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Deb Hadcock called the meeting to order with the following Commissioners present: Mark DiSanto, Gary Drewes, Lloyd LaCroix & Ron Rossknecht.

REVIEW AND APPROVE AGENDA

MOVED by Drewes and seconded by LaCroix to approve the agenda as presented. Vote: Unanimous.

CONSENT AGENDA

MOVED by LaCroix and seconded by Drewes to approve the Consent Agenda as presented. Vote: Unanimous.

6. Approve the minutes of the September 17, 2020, regular meeting.
7. Approve the minutes of the September 22, 2020, special meeting.
8. Acknowledge the 2020 Polling Place List as the official polling locations for election year 2020.
9. Approve the Resolution to Discharge County Liens of Deceased Persons.

**RESOLUTION TO DISCHARGE COUNTY LIENS
OF DECEASED PERSONS**

WHEREAS, the Pennington County Commission has determined that it is in the County's best interest to discharge county aid liens against deceased persons and those liens deemed uncollectible; and

WHEREAS, Health & Human Services and the Pennington County Auditor have determined through burial assistance, notification from Credit Collections Bureau and other sources that the individuals on the attached Order to Discharge Indigent Liens are deceased;

NOW, THEREFORE BE IT RESOLVED, BY THE Pennington County Board of Commissioners, that the Register of Deeds is hereby directed to discharge liens totaling \$513,745.82.

Dated this 6th day of October, 2020.

/s/ Chair Deb Hadcock
Pennington County Board of Commissioners

ATTEST: (SEAL)
/s/ Cindy Mohler, Auditor

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10. Authorize to cancel the list of outstanding checks over one year old and remit funds totaling \$7,913.96 to the Office of the State Treasurer.
11. Acknowledge the notice of intent to conduct a raffle – Scenic Volunteer Fire Dept.

ITEMS FROM TREASURER

- A. 2020 BUDGET UPDATE AND 10% BUDGET REDUCTION EXEMPTION: MOVED by DiSanto and seconded by Rossknecht to acknowledge the 2020 Treasurer’s Office Budget status and to exempt the budget from the 10% budget reduction directive in the amount of \$144,061. Vote: Unanimous.
- B. UNCOLLECTIBLE MOBILE HOMES: MOVED by Rossknecht and seconded by Drewes to declare the mobile home taxes as uncollectible, in the amount of \$1,722.83, for the following uncollected distress warrants: DW302019, Ricky Beck; DW362019, Jenelle Benike; DW412029, Reuel or Mary Birdwell C/O Vincent Satterlee; DW922019, Jeffery Dewberry; DW1382019, Angel Gerald; DW2122019, David Knowles-Smith; DW2252019, Arne Leach; DW2422019, Patricia Lopez or Jeanina Toof; DW2622019, Wade Medicine; DW3002019, Christy Park C/O Laurence Brown. Vote: Unanimous.

ITEMS FROM EMERGENCY MANAGEMENT

- A. COVID-19 UPDATE: Informational only.

ITEMS FROM EQUALIZATION

- A. ABATEMENT APPLICATION: MOVED by Drewes and seconded by DiSanto to approve the abatement application for tax year 2019 for Parcel #8009739, Angel Gerald, \$62.02. Vote: Unanimous.

ITEMS FROM HIGHWAY DEPARTMENT

- A. RESOLUTION 2020-10-06-1: MOVED by DiSanto and seconded by LaCroix to approve Resolution 2020-10-06-1 to add a portion of South Valley Drive, for a distance of 0.68 miles, to the County Secondary Highway System. Vote: Unanimous.

**RESOLUTION 2020-10-06-1
COUNTY SECONDARY HIGHWAYS**

WHEREAS, the Pennington County Board of Commissioners have determined that it would be in the best interest of the residents of Pennington County for the safe and efficient movement of traffic, that certain County Secondary Roads receive needed maintenance; and

WHEREAS, this Board has the authority to determine which County Secondary Roads receive maintenance according to SDCL 31-12-26; and

THEREFORE, BE IT RESOLVED that the following County Secondary Road is hereby classified and placed on the Pennington County Secondary Highway System of roads for maintenance purposes.

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SOUTH VALLEY DRIVE: Beginning at East Fairmont Street south to East Minnesota Street,
for a distance of 0.68 miles.

Dated this 6th day of October, 2020.

/s/ Chair Deb Hadcock
Pennington County Board of Commissioners

ATTEST: (SEAL)
/s/ Cindy Mohler, Auditor

B. RESOLUTION 2020-10-06-2: MOVED by Drewes and seconded by DiSanto to approve Resolution 2020-10-06-2 to establish the speed limit on South Valley Drive to 25 miles per hour from the intersection of East Fairmont Street south to the East Minnesota Street intersection, for a distance of 0.68 miles. Vote: Unanimous.

RESOLUTION 2020-10-06-2

WHEREAS, the Pennington County Board of Commissioners have determined that it would be in the best interest of the residents of Pennington County that a speed limit on South Valley Drive be established effective November 4, 2020; and

WHEREAS, this Board has the authority to establish such a speed zone on South Valley Drive pursuant to SDCL 32-25-9.1 and SDCL 7-18A-2;

THEREFORE BE IT RESOLVED, that a speed zone limiting the maximum speed of travel to 25 miles per hour be established on South Valley Drive, beginning at East Fairmont Street south to East Minnesota Street for a distance of 0.68 miles.

Dated this 6th day of October, 2020.

/s/ Chair Deb Hadcock
Pennington County Board of Commissioners

ATTEST: (SEAL)
/s/ Cindy Mohler, Auditor

C. BR 2020-1 BRIDGE REPAIR PROJECT: MOVED by LaCroix and seconded by DiSanto to approve Change Order #3, in the amount of \$68,701.10, to the BR 2020-1 Bridge Repair Project for Nemo Road. Vote: Unanimous.

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ITEMS FROM HUMAN RESOURCES

A. **NEW POSITION TITLES – STATE’S ATTORNEY OFFICE:** MOVED by Drewes and seconded by LaCroix to approve the position titles and DBM ratings for the States Attorney’s Office with an effective date of the 1st pay period of fiscal year 2021 as follows: Administrative Support (A11), Juvenile Diversion Coordinator (C41), Victim’s Assistance Director (C41), Young Adult Diversion Coordinator (C41) and Misdemeanor Supervisor – Deputy States Attorney (C52).
Vote: Unanimous.

B. **NEW POSITION TITLES – AUDITORS OFFICE:** MOVED by Drewes and seconded by LaCroix to approve the position titles and DBM ratings for the Auditor’s Office with an effective date of the 1st pay period of fiscal year 2021 as follows: Administrative Assistant – Commission Recorder (B22), Elections Specialist (B23), Accountant – Accounts Payable Specialist (B23), Accountant – Property Tax Administrator (B24) and Accountant – Senior (B25).
Vote: Unanimous.

MOVED by Drewes and seconded by LaCroix for a five-minute recess. Vote: Unanimous.

MOVED by Drewes and seconded by DiSanto to reconvene. Vote: Unanimous.

ITEMS FROM COMMISSION MANAGER

A. **NEW HIRE INTRODUCTION POLICY & PROCEDURE:** MOVED by DiSanto and seconded by LaCroix to approve the New Hire Introduction Policy & Procedure as presented.
Vote: Unanimous.

APPROVAL OF VOUCHERS: MOVED by Rossknecht and seconded by DiSanto to approve the vouchers entered below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling \$361,803.34. Vote: The motion carried with Hadcock abstaining from the voucher for Rose Inn LLC in the amount of \$280 and LaCroix abstaining from the voucher for Lloyd LaCroix in the amount of \$775.

MOVED by DiSanto and seconded by Rossknecht to reconsider the vouchers. Vote: Unanimous.

MOVED by Rossknecht and seconded by DiSanto to approve the vouchers entered below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling \$360,748.34. Vote: Unanimous.

MOVED by DiSanto and seconded by LaCroix to approve the voucher in the amount of \$280 to Rose Inn LLC. Vote: The motion carried 4-0 with Hadcock abstaining.

MOVED by DiSanto and seconded by Rossknecht to approve the voucher in the amount of \$775 to Lloyd LaCroix. Vote: The motion carried 4-0 with LaCroix abstaining.

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AT&T Mobility, 3,993.01; BH Energy, 1,391.27; BH Energy, 737.19; BH Energy, 251.31; BH Energy, 2,443.47; Boland Kelsi, 2,500.00; Century Link, 131.10; City Of Rapid City -Water, 1,099.78; Clock Tower Gardens Apartments, 4,400.00; Cornerstone Apartments, 109.00; Corral Park Apartments LLC, 1,105.00; Countryside Property Management LLC, 1,243.50; Custer Gas, 125.51; Eagle Ridge Apartments I, 415.00; Executive Mgmt Fin Office, 87.75; Fair Value Inn, 200.00; Garcia Jesus J, 340.00; Global Tel'link, 11.11; Great Western Bank, 505.53; Hainesway Apartments/BHPM, 450.00; Henwick LLC, 950.00; Kahler Property Management, 600.00; Kieffer Sanitation/A Waste Management Co, 3,405.75; Knollwood Townhouse Properties, 1,160.00; Kolbach IRA, 144.00; LaCroix Lloyd C, 775.00; Legion Investments LLC, 900.00; M James Properties LLC, 800.00; Medical Waste Transport Inc, 485.70; Midcontinent Communications, 2,176.53; Midcontinent Communications, 3,676.99; Montana Dakota Utilities, 59.57; Montana Dakota Utilities, 3,474.90; Muth Holdings LLC, 1,750.00; Nelin-Maruani Michelle, 600.00; Paradis Inc, 210.00; Penney-Haines, LLC, 565.00; Pennington County Housing & Redevelopment, 196.00; Perrett Jerold M, 725.00; Pioneer Bank & Trust, 2,708.00; Pioneer Bank & Trust, 6,855.06; Pioneer Bank & Trust, 4,598.37; Powell, Michael, 1,140.00; Prairie Acres LLC, 1,170.32; Premier Real Estate Mgmt LLC, 1,376.00; Quincy Street LLC, 1,600.00; Razor Crest Properties Llc, 850.00; Reliance Telephone Inc, 14.35; Rohrich Jeff, 600.00; Rose Inn LLC, 280.00; SDRC Terra Kennedy MHP2 LLC, 493.25; Smith, Darrel F, 900.00; Southern Cross LLC, 975.00; Sundial Square Apartments, 440.00; Teppo Enterprises LLC, 750.00; The Palms Apartments LLC, 1,000.00; Time Inn Motel, 670.00; Trusted Property Management, 300.00; Valley Village Park, 734.00; Vast Broadband, 1,879.64; VB Rapid Creek, 705.00; Verizon Connect NWF Inc, 32.38; Verizon Wireless, 1,189.90; Verizon Wireless, 1,057.71; Weifenbach, Ronald L, 300.00; Wellmark, 282,835.53; West River Electric, 133.63; Western Thrifty Inn LLC, 380.00; Whisper Rock Apartments II, 400.00; Whisper Rock Apartments, 400.00; Wojtanowicz Terrance, 800.00; ZMC LLC, 41.23.

ITEMS FROM PLANNING & ZONING

PLANNING & ZONING REGULAR AGENDA

A. LAYOUT PLAN / LPL 20-24: David Grover. To create Lots A through L of Mills Ranch Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Tract B of HES #303 Less Tract Drew; Tract A of HES #303 Less Buzmar Subdivision, Less Tract Dean, Less Tract Drew, and Less ROW; and GL Less Buzmar Subdivision, Less Tract Dean, Less Tract Drew and Less ROW, all located in Section 32, T1S, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots A through L of Mills Ranch Subdivision, Section 32, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to approve Layout Plan / LPL 20-24 with the following fifteen (15) conditions. Vote: Unanimous.

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1. That the applicant obtains Approach Permits from the County Highway Department prior to installation of any approaches off of Old Hill City Road;
2. That legal access for Lots K and L will need to be platted (i.e. easement) and shown on the plat prior to Preliminary Plat submittal;
3. That the applicant ensures all natural drainage ways are maintained and are not blocked;
4. That road names are provided to ESCC/9-1-1 for review prior to Preliminary Plat submittal;
5. That road names are approved by the Board of Commissioners prior to Final Plat submittal;
6. That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations and as deemed appropriate by the Register of Deeds;
7. That at the time of Preliminary Plat submittal, the lots be named A-H and J-L of Mills Ranch Subdivision;
8. That at the time of Preliminary Plat submittal, a minimum of eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
9. That at the time of Preliminary Plat submittal, the plat meets all requirements of Pennington County Subdivision Regulations, or approved Subdivision Regulations Variance(s) be obtained waiving any of these requirements that are not met;
10. That following platting of the proposed lots, any on-site wastewater treatment system(s) be subject to the requirements of Section 204(J) of the Pennington County Zoning Ordinance;
11. That a Storm Water Permit application is submitted and approved prior to Preliminary Plat submittal for dirt work that has commenced on the subject properties;
12. That at the time of the Preliminary Plat submittal, the proposed Plat be prepared by Registered Land Surveyor;
13. That prior to the Plat being recorded with the Register of Deeds, the plat meets all requirements of Pennington County Subdivision Regulations, or an approved Variance to the Subdivision Regulations Variance(s) be obtained;
14. That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director; and,
15. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

B. LAYOUT PLAN / LPL 20-26: Jensen Family Trust / Walter Jensen. To subdivide and create Lots 1A and 1B of Columbus South Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 1 of Columbus South Subdivision, Section 17, T2N, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 1A and Lot 1B of Columbus South Subdivision, Section 17, T2N, R6E, BHM, Pennington County, South Dakota.

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MOVED by LaCroix and seconded by Rossknecht to approve Layout Plan / LPL 20-26 with the following eleven (11) conditions. Vote: Unanimous.

1. That proposed Lot 1B take access from the existing approach and no new approach be created off of Nemo Road;
2. That prior to Minor Plat submittal, a 40-foot-wide access easement be established from Nemo Road in order to provide legal access to Lot 1B;
3. That prior to Minor Plat submittal, the applicant provide percolation tests and soil profile hole information or obtain an approved Subdivision Regulations Variance to waive these requirements;
4. That the applicant ensures all natural drainage ways are maintained and not blocked;
5. That prior to Minor Plat submittal, the Certifications on the Minor Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations;
6. That prior to Minor Plat submittal, Base Flood Elevation data should be established for the proposed lots to indicate any potential flood hazard area;
7. That at the time of Minor Plat submittal, the plat meets the requirements of Section 400.3 of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any of these requirements that are not met;
8. That at the time of Minor Plat submittal, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
9. That following platting of the proposed lot, any on-site wastewater treatment system(s) be subject to the requirements of Section 204(J) of the Pennington County Zoning Ordinance, including the requirement to obtain an Operating Permit;
10. That prior to the new Plat being recorded with the Register of Deeds, the applicant obtain a Lot Size Variance for Lot 1B or it be Rezoned appropriately; and,
11. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

C. LAYOUT PLAN / LPL 20-27: Keith and Lona Lau. To subdivide and create Lots 5R and 6 of Lau Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 5 of Lau Subdivision, Section 9, T1N, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 5R and Lot 6 of Lau Subdivision, Section 9, T1N, R6E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to approve Layout Plan / LPL 20-27 with the following twelve (12) conditions. Vote: Unanimous.

1. That the applicant ensures all natural drainage ways are maintained and are not blocked;

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2. That all setbacks from lot lines be maintained for the existing structures and utilities as a result of the proposed lot split;
3. That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations;
4. That at the time of the Preliminary Plat application submittal, the proposed Plat be prepared by a Registered Land Surveyor;
5. That prior to applying for the Preliminary Plat, the applicant must provide adequate percolation test results, which includes eight (8) foot soil profile information, for proposed Lot 6, to be reviewed by the Environmental Planner or else a Subdivision Regulations Variance be obtained waiving this requirement;
6. That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of Section 400.2 of the Pennington County Subdivision Regulations, or the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met;
7. That at the time of Preliminary Plat submittal, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
8. That access for proposed Lot 6 be taken from the existing Hisega Road approach;
9. That no approach be created off of Wheaton Road;
10. That at the time of Preliminary Plat submittal, the applicant provide documentation showing where access will be provided to proposed Lot 6;
11. That the applicant obtains a Building Permit for the 20' x 10' prefabricated storage shed built in 2016 per DOE records, and pay all applicable penalty fees; and,
12. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

D. LAYOUT PLAN / LPL 20-28: Preston Family, Inc. / John Preston. To subdivide and create Lots 1-114 of Preston Ranch Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Tract S of SW1/4SE1/4; SE1/4SE1/4 Less Tract AR Preston Subd.; Tract S of SE1/4SW1/4; Tract E of GL 4 Less ROW, Section 18, T2S, R8E, and W1/2NE1/4, E1/2NW1/4, Tract E of Lot 1, Tract E of Lot 2, Tract W of NE1/4NE1/4, Tract W of SE1/4NE1/4 Less RTY; NE1/4SW1/4; NW1/4SE1/4; PT SW1/4SE1/4; Tract W in SE1/4SE1/4; Tract E of Lot 3; Tract NE of Lot 4; PT SE1/4SW1/4; Tract W in NE1/4SE1/4 Less ROW, Section 19, T2S, R8E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1-114 of Preston Ranch Subdivision, Sections 18 and 19, T2S, R8E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by DiSanto to approve Layout Plan / LPL 20-28 with the following thirty-four (34) conditions. Vote: Unanimous.

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1. That prior to submittal of the Preliminary Plat, the subject properties be rezoned to address the new lot sizes;
2. That at the time of submittal the Preliminary Plat, the applicant shall provide percolation test results to the Environmental Planner for review and approval as required in Section 400.2.2.f of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement;
3. That at the time of submittal of the Preliminary Plat, the applicant shall either provide information to the Fire Coordinator for review on the proposed water system, including the source of water, storage capacity of any above ground or below ground tanks, appropriate elevation of above ground tanks, gallons per minute flow, and proposed location of fire hydrants as required in Section 400.2.2.e of the Subdivision Regulations or obtain an approved Subdivision Regulations Variance waiving this requirement;
4. That at the time of submittal of the Preliminary Plat, road names, which have been reviewed and approved by the Emergency Services Communication Center/9-1-1, shall be shown on the Preliminary Plat as required in Section 400.2.2.k of the Subdivision Regulations;
5. That at the time of submittal of the Preliminary Plat, the applicant shall provide topographic information with a contour interval of five (5) feet as required in Section 400.2.2.n of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement;
6. That at the time of submittal of the Preliminary Plat, the applicant shall provide engineered road plans and construction plans to the Planning staff as required in Section 400.2.2.q and Section 400.2.2.s of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement;
7. That at the time of submittal of the Preliminary Plat, the applicant will need to address the similar lot numbers in Pennington and Custer Counties, per the recommendation of the Register of Deeds;
8. That at the time of submittal of the Preliminary Plat, a plan must be submitted to the Fire Coordinator outlining the location of fire hydrants, water storage and water system capabilities for review;
9. That at the time of submittal of the Preliminary Plat, engineered road construction plans must be submitted to the Highway Superintendent for approval or Subdivision Regulations Variance be obtained waiving the road construction requirements;
10. That at the time of submittal of the Preliminary Plat, the Section Line Right-of-Ways must either be improved to Local Road Standards or a Subdivision Regulations Variance be obtained to waiving this requirement;
11. That at the time of submittal of the Preliminary Plat, the applicant will need to provided documentation demonstrating that the approaches off of S. Highway 79 have been approved by the South Dakota Department of Transportation;
12. That at the time of submittal of the Preliminary Plat, a drainage study be submitted to verify that post development flows do not exceed pre-development flows;
13. That at the time of submittal of the Preliminary Plat, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
14. That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of

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- the Pennington County Subdivision Regulations, or the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met;
15. That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations;
 16. That at the time of the Preliminary Plat application submittal, the proposed Plat be prepared by a Registered Land Surveyor;
 17. That at the time of the Preliminary Plat application submittal, the current locations of the Black Hills Electric Cooperative facilities be shown on the plat;
 18. That drainage improvements be made to address post development storm water flows;
 19. That prior to County Board approval of the Preliminary Plat, surety must be posted for the construction of roads within the Subdivision and improvements to Murphy and Shorb Roads, or obtain a Subdivision Regulations Variance waiving this surety requirement;
 20. That prior to County Board approval of the Preliminary Plat, surety must be posted for installation of all utilities (including, but not limited to water system distribution lines, wastewater system collection lines, electrical service, lift stations, hydrants, etc.);
 21. The signage for the subdivision must include speed limits that reflect the designed speed of the roads, intersection control and other warning signs as necessary. All signage must meet the sign standards of the Pennington County Highway Department. All signs must be installed by the applicant or surety posted;
 22. That a Storm Water Permit is obtained from the Planning Department prior to any grading or land disturbance;
 23. That any construction involving disturbance of more than one (1) acre requires the applicant to obtain all necessary permits from the Department of Environment and Natural Resources;
 24. That at the time of submittal of the Final Plat, the water system serving Preston Ranch Subdivision be approved by the South Dakota Department of Environment and Natural Resources;
 25. That at the time of submittal of the Final Plat, an agreement is recorded with the Register of Deeds with the Paramount Point Water System for maintenance of the distribution system within the subdivision;
 26. That at the time of submittal of the Final Plat, a Road District is formed for maintenance of roads within the Subdivision and a Resolution be approved by the Board of Commissioners;
 27. That at the time of submittal of the Final Plat, any potential Special Flood Hazard Area be shown on the plat for proposed Lots 80 and 81 of Preston Ranch Subdivision;
 28. That the applicant ensures all natural drainage ways are maintained and are not blocked and all necessary drainage ways are noted on the plat;
 29. That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director;
 30. That the roads within the development must be built to Ordinance 14 Standards and Murphy and Shorb Roads must be improved to asphalt surfaces in accordance with Ordinance 14 Standards;
 31. That prior to completion of Phase 2, Murphy Road must be improved to an asphalt surface from SD Highway 79 to Shorb Road;

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32. That prior to completion of Phase 3, Shorb Road must be improved to an asphalt surface from Murphy Road to the Custer County line;
33. That all setbacks from lot lines be maintained for existing structures and utilities on proposed Lot 81, as a result of the proposed plat; and,
34. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

E. ROAD CONSTRUCTION WITHIN A SECTION LINE RIGHT-OF-WAY / CS 20-05: H & H Land Company No. 2; Brian Hammerbeck - Agent. To construct a road within the Section Line Right-of-Way to provide access to property located in Sections 13, 24, 25, T1S, R9E, and Sections 19 and 30, T1S, R10E, BHM, Pennington County.

Sections 13, 24, 25, T1S, R9E, and Sections 19 and 30, T1S, R10E, BHM, Pennington County.

MOVED by LaCroix and seconded by DiSanto to approve Road Construction within a Section Line Right-Of-Way / CS 20-05 with nine (9) conditions. Vote: Unanimous.

1. That the roadway located within the Section Line Right-of-Way be improved to meet all requirements of Pennington County Ordinance #14 (which includes submittal of engineered road construction plans) or a request to waive these requirements be approved by the Board of Commissioners;
2. That if the amount of disturbed area exceeds one (1) acre, a Department of Environment and Natural Resource's Storm Water Construction Permit be obtained;
3. That the requirements, guidelines, and criteria for storm water and erosion control in the Pennington County Storm Water Manual, or equivalent, shall be followed during construction;
4. That dust control measures be implemented to prevent dust from leaving the site and impacting the adjacent properties;
5. That if culverts are installed, the design is submitted to the County Drainage Engineer for review prior to installation;
6. That any disturbed areas shall be stabilized and re-vegetated as required in §507(A) of the Pennington County Zoning Ordinance;
7. That any monuments establishing property boundaries be replaced as necessary, if disturbed by construction of the road;
8. That the applicant obtain approval for road naming the proposed roads and that the signs be posted, and,
9. That this Construction in a Section Line be reviewed in six (6) months to verify that the site has been stabilized.

F. REQUEST TO NOT SUBMIT ENGINEERED ROAD CONSTRUCTION PLANS AND HAVE A GRAVELED SURFACE OF 4 INCHES INSTEAD OF 6 INCHES: H & H Land Company No. 2; Brian Hammerbeck - Agent. MOVED by DiSanto and seconded by LaCroix to approve the request to not submit engineered road construction plans and further move to direct

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the road(s) be built to Ordinance 14 standards and have a graveled surface of 6 inches for the 1,300+ feet that will run along the section line. The road(s) that intersect or cross a section line right-of-way may have 4 inches of gravel. Vote: Unanimous.

EXECUTIVE SESSION – SDCL 1-25-2

A. Personnel Issue per SDCL 1-25-2(1)

B. Contractual/Pending Litigations per SDCL 1-25-2(3)

MOVED by Drewes and seconded by DiSanto to go into Executive Session pursuant to SDCL 1-25-2(1) for the purpose of discussing personnel matters and SDCL 1-25-2(3) for contractual/pending litigation. Vote: Unanimous. The Board remained in Executive Session from 11:40 a.m. until 12:45 p.m. MOVED by DiSanto and seconded by Rossknecht to come out of Executive Session. Vote: Unanimous.

MOVED by DiSanto and seconded by Rossknecht to approve backpay for Staff Assistant Lisa Bellew in the amount of \$40.00 and Deputy Sheriff Hope Bearden in the amount of \$50.40. Vote: Unanimous.

MOVED by DiSanto and seconded by Rossknecht to approve an hourly wage for Deb Schubauer in the Treasurer's Office at \$12.96 per hour effective 11/01/2020. Vote: Unanimous.

MOVED by LaCroix and seconded by Drewes to approve the States Attorney's office to hire Attorney Roxanne Hammond at a grade 23 step 7 with an annual salary of \$81,473.60. Vote: Unanimous.

PAYROLL

Commissioners, 8,629.74; Elections, 8,229.90; Auditor, 10,387.68; Treasurer, 34,902.58; State's Attorney, 128,698.53; Public Defender, 74,460.03; Buildings & Grounds, 58,615.00; Equalization, 38,883.74; Register of Deeds, 14,391.22; IT, 23,301.52; Human Resources, 7,404.81; Sheriff, 297,459.75; HIDTA Grant, 4,403.34; Jail, 335,944.65; JSC, 111,386.41; JSC Juvenile Alternative, 4,518.49; CCADP, 105,514.79; Economic Assistance, 33,327.20; Extension, 1,475.68; Weed & Pest, 11,987.20; Planning and Zoning, 12,612.00; Road & Bridge, 94,385.40; Fire Administration, 3,532.61; Dispatch, 95,401.29; Emergency Management, 4,881.82; 24-7 Program, 8,704.89.

PAYROLL

Commissioners, 8,587.93; Elections, 8,882.02; Auditor, 10,327.41; Treasurer, 33,838.80; State's Attorney, 136,201.84; Public Defender, 76,941.43; Buildings & Grounds, 62,577.23; Equalization, 43,938.09; Register of Deeds, 14,391.20; IT, 23,083.11; Human Resources, 7,404.82; Sheriff, 293,508.17; HIDTA Grant, 4,320.72; Jail, 334,890.55; JSC, 103,717.38; JSC Juvenile Alternative, 4,506.15; CCADP, 108,724.38; Economic Assistance, 33,372.82; Extension, 1,409.61; Weed & Pest, 10,384.20; Planning and Zoning, 12,612.00; Road & Bridge, 97,625.63; Fire Administration, 3,532.60; Dispatch, 96,330.82; Emergency Management, 4,881.82; 24-7 Program, 8,616.04.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of October 6, 2020

AUDITOR'S ACCOUNT OF THE TREASURER: To the Pennington County Board of Commissioners, I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer as of September 23, 2020: Total balances of checking/savings accounts 14,074,037.66; Total balance of Treasurer's Office safe cash, 14,000.00; Total certificates of deposit, 8,567,870.24; Total Prime Value Investment, 18,024,288.90; Total petty cash, 17,040.00; NSF Checks, 3,667.39. Total long/short, (538.90); Total, 40,700,365.29. Submitted by Lori Wessel, Deputy Auditor.

PERSONNEL: Amounts listed are hourly, bi-weekly or per meeting depending on position.

24/7: Effective 10/18/2020: Kendra Christensen, \$16.37; Erin Fenner, \$16.37.

Auditor: Effective 10/18/2020: Kaycee Island, \$2,720.80.

Buildings & Grounds: Effective 11/01/2020: Kent Ball, \$26.14.

CCADP: Effective 10/04/2020: Kim Anthony, \$19.40; Tyler Broghammer, \$27.34; Richard Cameron, \$15.03; Lauren Craft, \$20.40; Elizabeth Perez, \$20.14; Larissa Nelson-Martin, \$19.40; Amanda Woodring, \$18.05; Thomasadia Youngbullbear, \$19.94. Effective 10/18/2020: Art Dolor, \$23.61. Effective 10/19/2020: Tanner Fode, \$17.61; Mandy Schmidt, \$17.61; Nicholas Kochutin, \$18.48.

Commission: Effective 11/15/2020: Joan Martin, \$21.42.

Dispatch: Effective 09/20/2020: Audrey Metz, \$18.48; Bryce Hoven, \$21.40; Selena Parce, \$20.38.

Equalization: Effective 10/16/2020: Chelsey Willet, \$18.48.

Highway: Effective 10/18/2020: Ronald Stagner, \$25.76.

Jail: Effective 10/04/2020: Laura Anderson, \$28.01; Andrew Butchart, \$23.61; Aaron Cox, \$18.50; Austin Daniels, \$23.04; Marc Davies, \$28.01; Halayna Ducheneaux, \$18.28; Skye McKelvey, \$23.04; Donald Osborne, \$16.37; Debbie Rattlingleaf, \$14.86; Misti Sneath, \$21.45; Randy Truax, \$16.16; Kurt Clark, \$29.06. Effective 10/18/2020: Weston McPherson, \$23.61; Alyson Enright, \$28.03. Effective 10/19/2020: Sheila Shafer, \$14.49.

JSC: Effective 10/04/2020: Rebecca Elger, \$17.62; Peter Mitchell, \$23.04. Effective 10/05/2020: Robert Hatfield, \$15.21. Effective 10/18/2020: Jon Jones III, \$1,611.20; James Kayl, \$21.96. Effective 10/19/2020: Nichole Winckler, \$26.01.

Planning & Zoning: Effective 10/19/2020: Chutima Supboon, \$18.48.

Public Defenders: Effective 10/18/2020: Brittany Cook Olesen, \$2,710.40; Kelly Royall, \$17.19.

Sheriff: Effective 10/04/2020: Jennifer Dingmann, \$23.61; Jodi Glasgow, \$26.39; William Harrison, \$3,292.80; Roger Belisle, \$4,436.20; Tony Verchio, \$2,385.60. Effective 10/18/2020: David Douma, \$25.55; Gunner Hanzel, \$20.18; Nicholas Nelson, \$27.04.

State's Attorney: Effective 11/15/2020: Shawnda Scott, \$21.42; Melanie Theissen, \$30.33. Effective 11/29/2020: Penny Wetch, \$21.70.

Treasurer: Effective 10/18/2020: Tina Christofferson, \$17.83. Effective 11/01/2020: Miles Penticoff, \$20.38; Brooke Walker, \$18.48. Effective 11/29/2020: Jason Ford, \$17.83.

ADJOURN

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of October 6, 2020

MOVED by DiSanto and seconded by Rossknecht to adjourn the meeting. Vote: Unanimous.
There being no further business, the meeting adjourned at 12:48p.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of _____.

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