

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of February 1, 2022

The Pennington County Board of Commissioners met at 9:00 a.m. on Tuesday, Feb. 1, 2022, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Gary Drewes called the meeting to order with the following Commissioners present: Deb Hadcock, Lloyd LaCroix, Travis Lasseter and Ron Rossknecht.

REVIEW AND APPROVE AGENDA

MOVED by Rossknecht and seconded by Lasseter to approve the agenda with the removal of item 21B. Vote: Unanimous.

CONSENT AGENDA ITEMS

MOVED by Lasseter and seconded by Rossknecht to approve the Consent Agenda with the removal of item 10. Vote: Unanimous.

5. Approve the minutes of the Jan. 4, 2022, regular meeting.
6. Authorize the Chair's signature to the Order for Organization and Incorporation for the Mills Ranch Road District.
7. Acknowledge the Determination of Delinquent Real Estate Taxes for the 2020 taxes payable in 2021 for the following funds: General \$49,429.07; Accumulated Building \$7,281.07; Fair \$238.86; Library \$1,206.41; Fire \$551.56; Unorganized Road \$6,498.31.
8. Approve the Resolution to Discharge County Aid Liens with no Activity for 30 years.

**RESOLUTION TO DISCHARGE COUNTY AID LIENS
WITH NO ACTIVITY FOR 30 YEARS**

WHEREAS, the Pennington County Commission has determined that it is in the County's best interest to annually discharge those county aid liens with no activity for 30 years, and

WHEREAS, as of February 1, 2022, there are inactive liens totaling \$442,400.05 as listed on a report that will be on file with the Pennington County Register of Deeds;

NOW, THEREFORE BE IT RESOLVED by the Pennington County Board of Commissioners, that the Register of Deeds is hereby directed to discharge these liens with no activity for 30 years.

Dated this 1st day of February, 2022.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

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

9. Approve the Resolution to Discharge County Liens of Deceased Persons.

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**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 \$698,551.23.

Dated this 1st day of February, 2022.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

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

10. Removed for separate consideration.
11. Approve the 1st QTR 2022 Local Emergency Management Planning Grant.
12. Approve the updated First Amendment to South Dakota Internet Crimes Against Children Task Force Joint Powers Agreement between the South Dakota Office of the Attorney General Division of Criminal Investigations, the County of Pennington, the Pennington County Sheriff's Office, and other "Participating Law Enforcement Agencies" as outlined in the agreement.
13. Declare a survival Armor ballistic vest, model FULW-III A Paladin 2016/1815, serial #2003311657 with extra carrier as surplus for the purpose of sale.
14. Recognize and thank the volunteers for the month of December 2021.

End of Consent Agenda Items

10. RESIGNATION OF SANDRA RUNDE: MOVED by Rossknecht and seconded by LaCroix to acknowledge the resignation of Ms. Sandra Runde from the Planning Commission effective January 6, 2022. Vote: Unanimous.

REQUEST TO PURCHASE TAX DEED PROPERTY LOCATED AT 684 N. SPRUCE STREET, RAPID CITY: MOVED by Rossknecht and seconded by Lasseter to move to sell this tax deed property by a sealed bid. Vote: Unanimous.

ITEMS FROM AUDITOR

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A. 9:15 A.M. PUBLIC HEARING: BUDGET SUPPLEMENT SP22-001: MOVED by Hadcock and seconded by Rossknecht to approve Budget Supplement Resolution SP22-001. Vote: Unanimous.

RESOLUTION
BUDGET SUPPLEMENT SP22-001

WHEREAS, it is necessary to supplement the 2022 Annual Budget for the support of Pennington County and its existing public institutions; and

WHEREAS, the adoption of the proposed budget supplement was duly considered by the Pennington County Commission on the 1st day of February, 2022, at 9:15 a.m., in the Commission Meeting Room, pursuant to due notice;

NOW, THEREFORE, BE IT RESOLVED that the following budget supplement is approved:

From the General Fund Unassigned Fund Balance

101-0211 Sheriff's Office Law Enforcement Budget - \$115,041

BE IT FURTHER RESOLVED that this supplement is necessary for the support of the county government and its existing public institution, therefore this Resolution shall become effective immediately upon publication.

Dated this 1st day of February, 2022.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

ATTEST: (SEAL)

/s/ Cindy Mohler, Auditor

B. DECENNIAL REVISION OF PENNINGTON COUNTY, SD, COMMISSIONER DISTRICTS AND PUBLIC COMMENTS ON PROPOSED MAPS: Informational only.

ITEMS FROM BUILDINGS & GROUNDS

A. CRISIS STABILIZATION PROJECT: MOVED by LaCroix and seconded by Lasseter to authorize Mike Kuhl, Director of Pennington County Buildings & Grounds Department, to sign the Johnson Controls, Inc. contract for a lump sum total of \$200,408.59 for the Pennington County Crisis Stabilization Project utilizing designated project funds. Vote: Unanimous.

ITEMS FROM EMERGENCY MANAGEMENT

A. COVID-19 UPDATE: Informational only.

ITEMS FROM EQUALIZATION

A. ABATEMENT APPLICATIONS: MOVED by Rossknecht and seconded by Hadcock to approve the abatement applications for the tax year 2021 for the following: Richard G. Brooks,

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Parcel #67394, \$30.04; Mysti B. Wenzel, Parcel #64783, \$242.47; Wayne E. Anderson, Parcel #59024, \$5,305.00; Gene A. Rossman, Parcel #8078, \$1756.88; Misty R. Ghost, Parcel #8010153, \$113.78; Leo Hamm Family Ranch LLC, Parcel #58546, \$6.42; Leo Hamm Family Ranch LLC, Parcel #59053, \$30.26; Ellsworth Development Authority, Parcel #6106, \$420.34; Lavern Terkildsen, Parcel #39094, \$58.00. Vote: Unanimous.

MOVED by LaCroix and seconded by Rossknecht to approve the abatement application for tax year 2019 for Jeffery Dewberry Sr., Parcel #8002789, \$146.42. Vote: Unanimous.

ITEMS FROM HIGHWAY

A. RIGHT-OF-WAY CERTIFICATE: MOVED by LaCroix and seconded by Lasseter to approve the Right-of-Way Certificate for bridge 52-317-318 on Thunderhead Falls Road and authorize the Chair's signature upon receipt of all executed right-of-way documents. Vote: Unanimous.

B. UTILITIES CERTIFICATE: MOVED by LaCroix and seconded by Rossknecht to approve the Utilities Certificate for project PH8041(20) PCN05F8 for the Nemo Road Horizontal Curve. Vote: Unanimous.

C. RIGHT-OF-WAY AND UTILITIES CERTIFICATES: MOVED by LaCroix and seconded by Rossknecht to approve the Right-of-Way and Utilities Certificates for project PH8041(20) PCN05F8 for the Norris Peak Road Curve. Vote: Unanimous.

D. 2022 ANNUAL CONSTRUCTION PROJECTS: MOVED by LaCroix and seconded by Lasseter to authorize the Highway Department to advertise and let the 2022 annual construction projects. Vote: Unanimous.

E. 2022 ANNUAL SUPPLIES AND MATERIALS: MOVED by LaCroix and seconded by Hadcock to authorize the Highway Department to advertise and let the 2022 annual supplies and materials. Vote: Unanimous.

F. AWARD RECOMMENDATION: MOVED by Rossknecht and seconded by LaCroix to award BR2022-1 Bridge Replacement 52-305-300 (Sonquist Lane) to Corr Construction Services, Inc., Hermosa, SD, in the amount of \$544,324.60. Vote: Unanimous.

G. NEMO ROAD AND NORRIS PEAK ROAD SAFETY PROJECT: MOVED by LaCroix and seconded by Rossknecht to approve Amendment #1 to Agreement 614637 for project PH8041(20) PCN05F8. Vote: Unanimous.

ITEMS FROM HUMAN RESOURCES

A. UPDATED DBM FOR CHIEF DEPUTY TREASURER: MOVED by LaCroix and seconded by Lasseter to approve the recommended DBM pay grade of C44 with a base rate of \$34.37/hr., for the Chief Deputy Treasurer position effective January 9, 2022 and to update the position listing on file. Vote: Unanimous.

B. NEW DRUG-FREE WORKPLACE POLICY: Removed.

C. PROPOSED CORRECTION METHOD FOR EMPLOYEES NOT ELIGIBLE FOR 2022 ANNUAL STEP INCREASE: MOVED by Hadcock and seconded by LaCroix to grant employees not eligible for annual step increases under the approved 2022 compensation policy one "annual step" in the pay period following their hire date with Pennington County in 2022 unless the Department Head/Elected Official, or their designee notifies Human Resources and Payroll in advance with reason for withholding the increase. Vote: Unanimous.

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MOVED by Rossknecht and seconded by Lasseter to take a fifteen-minute recess. Vote: Unanimous.

ITEMS FROM PLANNING & ZONING

BOARD OF ADJUSTMENT: MOVED by Lasseter and seconded by Rossknecht to convene as the Board of Adjustment. Vote: Unanimous.

A. VARIANCE / VA 21-37: Michael and Angela Holmberg; Renner Associates - Agent. To reduce the front yard setback from 25 feet to a zero (0) foot setback for an existing barn on the subject property in an Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

Lot 1 Less Dedicated Right-of-Way, Lovell Subdivision, Section 29, T1N, R9E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to approve VA 21-37 with one (1) condition because (1) granting the variance doesn't run counter to the public interest; and (2) special conditions exist to wit: the barn has been in place since the 1970's, that excuse literal enforcement of the ordinance in that (a) enforcement causes "unnecessary hardship," to wit: the barn was already there, and (b) granting the variance not only observes the ordinance's spirit but also ensures substantial justice is done.

Substitute motion: MOVED by LaCroix and seconded by Rossknecht to continue this item until the Feb. 15, 2022 meeting. Vote: The motion failed 3-2 with Hadcock and Lasseter voting no.

Vote on the original motion: failed 3-2 with Drewes and LaCroix voting no.

MOVED by Lasseter and seconded by Rossknecht to table this item. Vote: Unanimous.

B. SUBDIVISION REGULATIONS VARIANCE / SV 21-30: Laura Henney and Erik Karlson; KTM Design Solutions - Agent. To waive Section 500.5 - Table 1 Design Standards for Roads for a Suburban Residential Zoning District in accordance with Sections 500.5 and 700 of the Pennington County Subdivision Regulations.

Lots 13 and 14, Block A, Edelweiss Mountain Development, Section 17, T1N, R5E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by LaCroix to approve VA 21-30 because (1) granting the variance doesn't run counter to the public interest; and (2) special conditions exist to wit: all of the roads out there are consistent, that excuse literal enforcement of the ordinance in that (a) enforcement causes "unnecessary hardship," to wit: it fits in with the area, and (b) granting the

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variance not only observes the ordinance's spirit but also ensures substantial justice is done. Vote: Unanimous.

C. SUBDIVISION REGULATIONS VARIANCE / SV 21-31: Laura Henney and Erik Karlson; KTM Design Solutions - Agent. To waive Section 500.5 - Table 1 Design Standards for Roads for a Dead End Road System in accordance with Sections 500.5 and 700 of the Pennington County Subdivision Regulations.

Lots 13 and 14, Block A, Edelweiss Mountain Development, Section 17, T1N, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve SV 21-31 because (1) granting the variance doesn't run counter to the public interest; and (2) special conditions exist to wit: all of the roads out there are consistent, that excuse literal enforcement of the ordinance in that (a) enforcement causes "unnecessary hardship," to wit: it fits in the with the area, and (b) granting the variance not only observes the ordinance's spirit but also ensures substantial justice is done. Vote: Unanimous.

MOVED by Rossknecht and seconded by Lasseter to take item 23A off of the table. Vote: Unanimous.

A. VARIANCE / VA 21-37: Michael and Angela Holmberg; Renner Associates - Agent. Upon further review from the State's Attorney's office, the Substitute 3-2 motion carried with the 3-2 vote with Hadcock and Lasseter voting no.

MOVED by Rossknecht and seconded by LaCroix to adjourn as the Board of Adjustment and reconvene as the Board of Commissioners. Vote: Unanimous.

PLANNING & ZONING CONSENT AGENDA ITEMS

The following item(s) have been placed on the Consent Agenda for action to be taken on all items by a single vote of the Board of Commissioners. Any item may be removed from the Consent Agenda for separate action.

MOVED by Lasseter and seconded by LaCroix to approve the Planning and Zoning consent agenda as presented. Vote: Unanimous.

D. LAYOUT PLAN / LPL 21-79: Marjorie Helgeson Trustee / Davis Engineering. To reconfigure lot lines to create Lot 3 Revised of SE1/4SW1/4, NE1/4NW1/4 (also in Section 10) in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: GL14 Less Payton Addition and Less ROW; GL 6 Less Lot 1, 2, and 3 and Less ROW; and Lot 3 of SE1/4SW1/4, NE1/4NW1/4 (also in Section 10), Section 3, T1S, R6E, BHM, Pennington County, South Dakota.

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PROPOSED LEGAL: Lot 3 Revised of SE1/4SW1/4 of Section 3 and NE1/4NW1/4 of Section 10, T1S, R6E, BHM, Pennington County, South Dakota.

Approve LPL 21-79 with ten (10) conditions. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

E. LAYOUT PLAN / LPL 21-89: Diamond Spur Lodge, LLC; Andy Edsen. To combine three lots to create Lot 9R of The Forks at Remmington Ranch in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lots 9-11, The Forks at Remmington Ranch Subdivision, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 9R, The Forks at Remmington Ranch Subdivision, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

Approve LPL 21-89 with ten (10) conditions. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

F. MINOR PLAT / MPL 21-90: Southern Black Hills Water Systems. To subdivide and create Lot JR and Lot W of Phase 3 of Rushmore Ranch Estates Subdivision in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot J, Rushmore Ranch Estates Subdivision, Section 20, T2S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot JR and Lot W, Rushmore Ranch Estates Subdivision, Section 20, T2S, R7E, BHM, Pennington County, South Dakota.

Approve MPL 21-90 with the seven (7) conditions. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

G. MINOR PLAT / MPL 21-92: Laura Henney and Erik Karlson; KTM Design Solutions- Agent. To combine two lots to create Lot 13R in Block A of Edelweiss Mountain Development in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lots 13 and 14, Block A, Edelweiss Mountain Development, Section 17, T1N, R5E, BHM, Pennington County, South Dakota.

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PROPOSED LEGAL: Lot 13R, Block A, Edelweiss Mountain Development, Section 17, T1N, R5E, BHM, Pennington County, South Dakota.

Approve MPL 21-92 with the six (6) conditions. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

UNCONTESTED HEARINGS(S):

H. TO CONSIDER MOTION TO AMEND PRELIMINARY PLAT / PPL 21-56 - APPROVAL ADOPTED ON SEPTEMBER 21, 2021: Casey Skyberg / Sudbury Ranch Land Holding, LLC. To subdivide and create Lots 2R and Lots 3 through Lot 11 of Sudbury Ranch Subdivision in accordance with Section 400.2 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot 2, Sudbury Ranch Subdivision; and the S396 ft. of NW1/4SE1/4; S1/2SE1/4, all located in Section 21, T1S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 2R and Lots 3 through 11, Sudbury Ranch Subdivision, Section 21, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve PPL 21-56 with eighteen (18) conditions. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

I. PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT / PU 21-19: Quality Five, LLC (Robins Roost Cabins); Matt and Beth Kenaston. To amend an existing Planned Unit Development to allow for seasonal and long-term rentals, motel unit(s), multi-family unit(s) for seasonal and long-term rental, Vacation Home Rental(s), caretaker's/ manager's residence, and accessory structures in accordance with Section 216 of the Pennington County Zoning Ordinance.

Lot 1, Boyum Subdivision, Section 21, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to approve PU 21-19 with nineteen (19) conditions. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

NOTICE OF FACT OF ADOPTION

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On February 1, 2022, the Pennington County Board of Commissioners approved an amendment to an existing Planned Unit Development: Major Planned Unit Development Amendment 21-19 (Quality Five, LLC (Robins Roost Cabins)).

J. PUBLIC HEARING OF REZONE / RZ 21-32: Michael and Angela Holmberg; Renner Associates - Agent. To rezone 1.00 acre from Agriculture District to Low Density Residential District in accordance with Sections 205, 208, and 508 of the Pennington Zoning Ordinance.

The subject property is located on the following metes and bounds description: Commencing at the northeasterly corner of Lot 1 of Lovell Subdivision, Thence, S1°50'47"W, a distance of 564.04' to the point of beginning. Thence, first course: S00°07'09"W, a distance of 401.50 feet; Thence, second course: N89°52'51"W, a distance of 112.30 feet; Thence, third course: N01°11'47"E, a distance of 401.57 feet; Thence, fourth course: S89°52'51"E, a distance of 104.75 feet; to the said Point of Beginning. Said Parcel contains 1.000 acre more or less; in Section 29, T1N, R9E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to continue this item until the Feb. 15, 2022 meeting. Vote: Unanimous.

K. VACATION OF RIGHT-OF-WAY / VR 21-01: Elbert and Marian Johnson. To vacate 170 feet of public right-of-way adjoining Lot H of Lot 1 and Lot 1 of Lot 1 of Boland Placer Subdivision in accordance with the Pennington County Zoning Ordinance.

Lot H of Lot 1 and Lot 1 of Lot 1 of Boland Placer Subdivision, Section 2, T1S, R6E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Lasseter to approve VR 21-01 with one (1) condition. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

RESOLUTION FOR VACATION OF PUBLIC RIGHTS-OF-WAY

WHEREAS, it appears that portion of rights-of-way adjacent to

Lot H of Lot 1 and Lot 1 of Lot 1 of Boland Placer Subdivision, Section 2, T1S, R6E, BHM, Pennington County, South Dakota.

as shown on Exhibit A is not needed for public purposes; and

WHEREAS, the owner of said property desires that a portion of rights-of-way be vacated.

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NOW, THEREFORE, BE IT RESOLVED by Pennington County that these public rights-of-ways heretofore described, and as shown on Exhibit A attached hereto, be and the same is hereby vacated; and,

BE IT FURTHER RESOLVED the Pennington County Chairperson is hereby authorized to execute the vacation of public rights-of-way in regard thereto.

Dated this 1st day of February, 2022.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

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

L. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 21-21:
American Buffalo Resort, LLC; Peter Sorensen - Agent. To allow a Planned Unit Development Overlay to allow a Recreational Resort in accordance with Section 216 of the Pennington County Zoning Ordinance.

NW1/4SE1/4 Less Wooded Acres Subdivision and ROW, Section 8, T1S, R7E, BHM,
Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve PU 21-21 with twenty-four (24) conditions. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

NOTICE OF FACT OF ADOPTION

On February 1, 2022, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay to allow a Recreational Resort: Planned Unit Development Overlay 21-21 – American Buffalo Resort, LLC.

M. VACATION OF SECTION LINE RIGHT-OF-WAY / VS 21-02: City of Rapid City. To vacate 1,251.51 feet of Section Line Right-of-Way lying across Sections 24 and 25, T1N, R8E, BHM, Pennington County, South Dakota.

SE1/4NW1/4SE1/4 Less PT Lot A and PT Lying North of Creek; SW1/4SE1/4;
SW1/4NW1/4SE1/4 LESS N210 feet and Less W100 feet of Section 24, T1N, R8E, BHM;
and NW1/4NE1/4 Less W66 feet of Section 25, T1N, R8E, BHM, Pennington County,
South Dakota.

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MOVED by Hadcock and seconded by Lasseter to continue this item until the Feb. 15, 2022 meeting. Vote: Unanimous.

N. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 21-20: Chace and Leslie Larsen. To allow a Planned Unit Development Overlay to allow a Specialty Resort to include five rental cabins, a shop building, an office/laundry facility, and the existing single-family residence to be used as the caretaker's/manager's residence in accordance with Section 216 of the Pennington County Zoning Ordinance.

Also in Section 28, Midway Fraction Lode MS 2014, Section 27, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve PU 21-20 with nineteen (19) conditions. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Pennington County Planning & Zoning Office).

NOTICE OF FACT OF ADOPTION

On February 1, 2022, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay to allow a Specialty Resort: Planned Unit Development Overlay 21-20 – Chace and Leslie Larsen.

O. PUBLIC HEARING OF COMPREHENSIVE PLAN AMENDMENT / CA 21-15: Paul and Cathleen Cox. To amend the Comprehensive Plan to change the Future Land Use from Rural Residential District to Low Density Residential District in accordance with Sections 207, 208, and 508 of the Pennington County Zoning Ordinance.

Lot 2, Brome Grass Subdivision, Section 2, T1S, R9E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to bring this item back as a variance. Vote: Unanimous.

P. PUBLIC HEARING OF REZONE / RZ 21-33: Paul and Cathleen Cox. To rezone 3.00 acres from Rural Residential District to Low Density Residential District in accordance with Sections 207, 208, and 508 of the Pennington Zoning Ordinance.

Lot 2, Brome Grass Subdivision, Section 2, T1S, R9E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to deny RZ 21-33. Vote: Unanimous.

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Q. REQUEST TO REFUND PENALTY FEE: Curt and Denise Neukircher. MOVED by Hadcock and seconded by Lasseter to approve a refund for penalty fees in the amount of \$300. Vote: Unanimous.

MOVED by LaCroix and seconded by Rossknecht to take a five-minute recess. Vote: Unanimous.

R. PUBLIC HEARING OF COMPREHENSIVE PLAN AMENDMENT / CA 21-16: Valley Development, LLC. To amend the Comprehensive Plan to change the Future Land Use from Agriculture District and Low-Density Residential District to Urban Residential District in accordance with Sections 205, 208, 210, and 508 of the Pennington County Zoning Ordinance.

The subject property is located on the following metes and bounds description: A tract of land located in the W1/2NW1/4 and the NW1/4SW1/4 of Section 13, T1N, R8E, B.H.M., Pennington County, South Dakota; more particularly described as follows: Beginning at the NW section corner of section 13, T1N, R8E; Thence S 88°06'15" E, 33.0'; Thence S 01°55'36" W, 33.0' being the point of beginning; Thence S 88°06'15" E, 1287.76; Thence S 02°03'27" W, 3949.28'; Thence N 88°04'20" W, 316.91'; Thence N 02°08'16" E, 384.95'; Thence N 88°08'17" W, 750.42'; Thence S 02°10'56" W, 5.00'; Thence N 88°06'47" W, 217.00'; Thence N 02°01'58" E, 2271.89'; Thence N 88°12'24" E, 186.98'; Thence N 01°51'13" E, 199.69'; Thence N 88°01'38" W, 186.73'; Thence N 01°55'36" E, 1097.46' to the point of beginning; Containing 107.11 Acres, more or less; in Section 13, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by Rossknecht to approve CA 21-16. Vote: The motion carried 3-2 with Hadcock and Lasseter voting no.

NOTICE OF FACT OF ADOPTION

On February 1, 2022, the Pennington County Board of Commissioners approved by resolution an amendment to the official Comprehensive Plan "View to 2040" – Comprehensive Plan Amendment 21-16 (Valley Development, LLC) to change the Future Land Use from Agriculture District and Low-Density Residential District to Urban Residential District.

S. PUBLIC HEARING OF REZONE / RZ 21-34: Valley Development, LLC. To rezone 107.11 acres +/- from Agriculture District to Urban Residential District in accordance with Sections 205, 210, and 508 of the Pennington County Zoning Ordinance.

The subject property is located on the following metes and bounds description: A tract of land located in the W1/2NW1/4 and the NW1/4SW1/4 of Section 13, T1N, R8E, B.H.M., Pennington County, South Dakota; more particularly described as follows: Beginning at the NW section corner of section 13, T1N, R8E; Thence S 88°06'15" E, 33.0'; Thence S 01°55'36" W, 33.0' being the point of beginning; Thence S 88°06'15" E, 1287.76; Thence S 02°03'27" W, 3949.28'; Thence N 88°04'20" W, 316.91'; Thence N 02°08'16" E,

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384.95'; Thence N 88°08'17" W, 750.42'; Thence S 02°10'56" W, 5.00'; Thence N 88°06'47" W, 217.00'; Thence N 02°01'58" E, 2271.89'; Thence N 88°12'24" E, 186.98'; Thence N 01°51'13" E, 199.69'; Thence N 88°01'38" W, 186.73'; Thence N 01°55'36" E, 1097.46' to the point of beginning; Containing 107.11 Acres, more or less; in Section 13, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Hadcock to deny RZ 21-3. The motion failed 2-3 with LaCroix, Rossknecht and Drewes voting no.

MOVED by Rossknecht and seconded by Drewes to approve RZ 21-34. The motion carried 3-2 with Hadcock and Lasseter voting no.

NOTICE OF FACT OF ADOPTION

On February 1, 2022, the Pennington County Board of Commissioners approved an amendment to the official Zoning Map: Rezone 21-34 (Valley Development, LLC) to rezone 107.11 acres from Agriculture District to Urban Residential District.

T. PUBLIC HEARING OF REZONE / RZ 21-35: Valley Development, LLC. To rezone 8.522 acres +/- from Agriculture District to Ranchette District in accordance with Sections 205, 206, and 508 of the Pennington County Zoning Ordinance.

The subject property is located on the following metes and bounds description: A tract of land located in the NW1/4SW1/4 of Section 13, T1N, R8E, B.H.M., Pennington County, South Dakota; more particularly described as follows: Beginning at the NW section corner of Section 13, T1N, R8E; Thence S 01°59'36" W, 3602.63'; Thence S 88°06'47" E, 33.0' being the point of beginning; Thence S 02°10'56" W, 379.71'; Thence S 88°07'05" E, 967.72'; Thence N 02°08'16" E, 384.95'; Thence N 88°08'17" W, 750.42'; Thence S 02°10'56" W, 5.00'; Thence N 88°06'47" W, 217.00' to the point of beginning; Containing 8.522 Acres, more or less; in Section 13, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Hadcock to approve RZ 21-35. Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On February 1, 2022, the Pennington County Board of Commissioners approved an amendment to the official Zoning Map: Rezone 21-35 (Valley Development, LLC) to rezone 8.522 acres from Agriculture District to Ranchette District.

2022 LEGISLATIVE SESSION

A. UPDATE ON PROPOSED BILLS/SESSION ACTIVITY: Informational only.

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Lasseter left the meeting at 2:42 p.m.

ITEMS FROM COMMISSION MANAGER

A. PROPOSED WORKSHOP REGARDING HOUSING AND DEVELOPMENT: MOVED by LaCroix and seconded by Rossknecht to direct staff to set up a panel discussion / workshop in regards to the current challenges in our communities in relation to housing and development. Vote: Unanimous.

B. 2022 PLANNING WORKSHOPS: MOVED by Drewes and seconded by LaCroix to continue this item until the Feb. 15, 2022, meeting. Vote: Unanimous.

Hadcock left the meeting at 3:02 p.m.

APPROVAL OF VOUCHERS: MOVED by Rossknecht and seconded by LaCroix 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 \$4,668,027.23. Vote: Unanimous.

392 Creations, 667.00; A & B Business Inc, 2,045.48; A & B Business Inc, 8,286.00; A & B Welding Supply Co, 465.64; A To Z Shredding, 9.70; A To Z Shredding, 644.68; Aasen Law Office, 2,024.55; Abernathie Trevor, 170.00; Accuvein Inc, 6,400.00; Adams-Isc LLC, 1,168.00; Advanced Drug Testing Inc, 322.00; Alex Air Apparatus Inc, 4,763.29; Allison, Elizabeth A., 800.00; Amazon.Com Services, 121.51; American Engineering Testing Inc, 2,160.80; Americinn Motel, 1,050.00; Anker Law Group PC, 6,937.86; Apco International Inc, 1,345.00; AT&T Mobility, 305.82; Atlas Business Solutions, 7,472.40; Audra Hill Consulting Inc, 13,795.62; Avera Health, 200.00; Avi Systems Inc, 18,027.39; Axon Enterprise Inc, 155,910.00; Axon Enterprise Inc, 973.35; Badlands Automotive, 72.64; Balco Uniform Co Inc, 1,306.09; Bangs, McCullen, Butler, Foye & Simmons, LLP, 15,461.82; Bargain Printing, 350.30; Barnier Law Office PC, 2,373.00; Basler Printing Co, 492.00; Beardsley Jensen & Lee Prof. LLC, 5,535.70; Beezley, Lawrence D, 1,080.00; Behavior Management Systems Inc, 50,474.00; Behavior Management Systems Inc, 450.00; Behrens-Wilson Funeral Home, 5,730.00; BH Chemical Company Inc, 701.06; BH Chemical Company Inc, 10,211.50; BH Energy, 1,308.89; BH Energy, 51,823.78; BH Energy, 21,551.78; BH Energy, 142.55; BH Energy, 17,942.32; BH Modern Endodontics, 1,660.00; BH Power Equipment Inc, 20.46; BH Regional Job Fair, 375.00; BH Roofing Co, 257.00; BH Tent And Awning, 160.00; BH Tent And Awning, 668.65; BH Urgent Care LLC, 65.00; BH Wilbert Vault, 2,400.00; BH Window Cleaning Inc, 11,664.00; Black Creek Integrated Systems Corp, 36,447.00; Bloom Law Office Prof LLC, 118.80; Bob Barker Company Inc, 981.47; Bohn Jim, 12.60; Brick LLC, 2,800.00; Bringswhite, Erik, 4,675.00; Bringswhite, Morgan, 4,000.00; Brosz Engineering Inc, 1,732.50; Brown County Sheriff, 51.50; Brownells Inc, 280.98; Burgoyne Gabriel, 113.40; Butler Machinery Company, 140.00; Cameron, George R, 1,132.50; Carquest Auto Parts, 131.91; Cash-Wa Distributing, 1,139.56; Cason Brown Consulting LLC, 2,730.00; Castleberry, James D, 2,992.66; Catholic Social Services, 200.00; Cat's Cleaning, 40.00; CC Property Management LLC, 3,150.00; CDW Government Inc, 6,095.18; Central Salt, 4,097.82; Central States Fair Inc, 9,558.86; Certified Laboratories, 1,661.68; Charm-Tex Inc,

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1,189.20; Chris Supply Co Inc, 411.07; City Of Box Elder, 221.46; City Of Box Elder, 160.02; City Of Rapid City -Water, 110.64; City Of Rapid City -Water, 238.73; City Of Rapid City, 19,370.50; City Of Rapid City, 13,741.32; City Of Winner, 135.60; Clark Printing, 4,593.58; Climate Control Systems And Service LLC, 82,859.53; Cline, Jean M, 722.70; Clinical Laboratory Of The Black Hills, 12,717.30; CNA Surety, 216.00; Colbath & Sperlich PC, 176,452.66; Colliers Securities, LLC, 1,000.00; Computer Forensic Resources Inc, 6,248.00; Connections Inc EAP, 1,172.16; Connelly, Randal E, 20,352.90; Copy Country, 67.26; Copy Country, 309.20; Cordico Inc, 29,166.67; Coremr Lc, 916.50; Creative Surfaces Inc, 384.00; Crescent Electric Supply, 2,343.63; Croell Redi-Mix Inc, 6,835.08; Crum Electric Supply, 571.13; Culligan Water, 78.00; Dakota Battery & Electric, 249.70; Dakota Business Center, 2,662.98; Dakota Fluid Power Inc, 1,176.49; Dakota Plains Legal Services Inc, 31,625.00; Dakota Supply Group Inc, 337.92; Dale's Tire & Retreading Inc, 80.00; Dale's Tire & Retreading Inc, 3,464.35; Darby Dental Supply LLC, 332.07; Davis, Jeremiah J, 6,585.80; Davison County, 153.53; Degeest Raymond R, 267.30; Delta Dental Of South Dakota, 40,830.12; Demersseman Jensen Tellinghuisen & Huffman LLP, 247.50; Dennis Supply - RC, 45.88; Dennis Supply - RC, 400.01; Denny Menholt Chevrolet, 321.96; Denny Menholt Chevrolet, 733.71; Dept Of Agriculture & Natural Resources, 600.00; De's Oil Inc, 2,508.75; Diamond Vogel Paint Center, 201.12; Dillon Law Office, 2,438.82; Drewes Gary, 257.46; Driftwood Estates, 1,960.00; Driftwood Estates, 1,742.00; Duffy Law Firm, Prof. LLC, 23,522.87; Eagle Aaron, 100.00; Eagle Apts LLC., 2,635.00; Eastern Penn Conservation, 8,125.00; Elevate Rapid City, 260.00; Enders Jason, 69.30; Enzminger Kristyn, 17.22; Ertz, Dewey J, 2,080.00; Evergreen Office Products, 8.60; Evergreen Office Products, 7,022.60; Executive Mgmt Fin Office, 1,929.87; Fastenal Company, 273.77; Ferguson Enterprises Inc #226, 206.98; Fidelity Security Life, 5,765.75; Fink, Teresa L, 882.80; First American Title Co, 2,025.00; First Focus Property Management LLC, 1,055.00; First Interstate Bank, 778.28; First Interstate Bank, 1,079.38; First Interstate Bank, 133.43; First Interstate Bank, 743.97; First Interstate Bank, 4,332.37; First Interstate Bank, 1,067.38; First Interstate Bank, 997.53; First Interstate Bank, 1,264.99; First Interstate Bank, 290.82; First Interstate Bank, 724.48; First Interstate Bank, 973.79; First Interstate Bank, 604.35; First Interstate Bank, 1,682.22; Fitzgerald Law Firm, 19,091.75; Flooring America, 236.50; Floyd's Truck Center, 2,352.12; FMG Inc, 4,457.30; Forbes Ted, 100.00; Force America Distributing, 729.75; Fransen Jeffrey J, 1,272.15; Fremont Apartments LLC, 1,540.00; Fremont Apartments LLC, 160.00; French's Upholstery, 224.00; G & H Distributing - RC, 1,854.25; G & R Controls Inc, 141.39; Galaxy Aprtments, 468.00; Galls LLC, 24.30; Genpro Energy Solutions, 451.84; Global Equipment Company, 525.58; Global Tel'link, 11.91; Godfrey Brake Service And Supply Inc, 2,735.40; Golden West Companies, 1,392.56; Golden West Technologies, 450.00; Golden West Technologies, 1,230.19; Governmentjobs.Com Inc, 18,668.56; Great Western Tire Inc, 4,574.56; Grey & Eisenbraun Law, Prof LLC, 29,727.45; Grimm's Pump Service Inc, 1,278.28; Gutierrez Joe, 194.00; Gutierrez Joe, 404.05; Harms Oil Company, 48,281.56; Harris, Betsey, 14,892.80; Hartford Life And Accident Insurance Company, 2,707.50; Harveys Lock Shop, 9.39; Harveys Lock Shop, 252.38; Heavy Constructors Inc, 85,378.00; Heffron Peter, 67.48; Hermansen Chris, 100.00; Hill City Hardware Inc, 21.99; Hillyard/Sioux Falls, 4,318.74; Hillyard/Sioux Falls, 133.00; Hilt Construction Inc, 2,512.50; Hix, Leroy Dean, 3,155.00; Holiday Stationstores LLC, 6.50; Honest Automotive, 439.92; Horn Law Office Prof LLC, 207.90; Horwath Laundry Equipment, 1,192.96; Humane

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Society Of The Black Hills, 4,166.67; IACP, 1,415.00; IAED, 650.00; Indoff Inc, 63.35; Indoff Inc, 1,292.40; Industrial Organizational Solutions Inc, 50.00; Industrial Organizational Solutions Inc, 25.00; Inland Truck Parts, 445.39; Intoximeters Inc, 325.00; J & J Asphalt Co, 615.49; Jantech LLC, 700.00; Jefferson Partner LP, 1,127.28; Jenner Equipment Co, 217.37; Jenner Equipment Co, 3,648.50; Jims Private Utility Locating, 150.00; JJ's Engraving & Sales, 11.25; Johnson Controls, 2,312.36; Johnson Controls Fire Protection LP, 34,146.21; Johnson Tree Service Inc, 2,090.00; Karl Chevrolet Inc, 959.34; Katterhagen Mark, 27.00; Kennedy Pier Loftus & Reynolds LLP, 188.10; Keystone Chamber Of, 125.00; Kieffer Sanitation/A Waste Management Co, 67.80; Kieffer Sanitation/A Waste Management Co, 197.19; Kieffer Sanitation/A Waste Management Co, 3,554.96; Kimball Midwest, 1,833.12; Kinkade Funeral Chapel, 1,910.00; Kirk Funeral Home, 1,910.00; Kirschenmann, Kevin E, 1,395.00; Klj Engineering LLC, 47,703.52; Knecht Home Center Inc, 62.97; Knecht Home Center Inc, 985.91; Kone Inc, 10,785.72; Konica Minolta Premier Finance, 156.19; Krell Phyllis J, 3,225.00; Krell Phyllis J, 675.00; KS Statebank, 10,325.82; KTM Design Solutions Inc., 3,150.00; LaCroix Lloyd, 122.64; Lake County, 25.00; Lakota Contracting Inc, 2,920.00; Lands' End Business Outfitters, 75.77; Language Line Services, 12.50; Larson Dan, 100.00; Lasseter, Weldon Travis, 342.46; Leadsonline LLC, 4,319.82; Lewis & Clark Behavioral Health Services, 552.00; Lewis Mikal, 115.50; Lewno Lucille M, 486.06; Liberty Chrysler Center, 367.50; Lingo Communications LLC, 75.32; Livermont Carol, 355.00; Lockwood Darcy, 27.00; Love, Todd A, 26,489.34; Lowe's, 131.65; Lutheran Social Services Of SD, 57,754.86; Lynn Jackson Schultz & Lebrun PC, 12,068.10; M&M Sales LLC, 25.00; Marco Inc, 179.63; Marco Inc, 1,372.92; Marco Inc, 1,800.89; Marco Inc, 6,081.70; Mark's Auto Repair Inc, 874.36; Maruska, Kayla L, 1,234.35; Matheson Tri-Gas Inc, 26.49; McGas Propane LLC, 1,299.22; McGowan, Wendy T, 7,553.07; McKesson Medical-Surgical Government Solutions LLC, 154.49; McKesson Medical-Surgical Government Solutions LLC, 1,388.21; McKie Ford Inc, 2,510.33; Meade County Auditor, 560.00; Medical Waste Transport Inc, 394.74; Medline Industries Inc, 16.54; Melone PC, Lorie D, 1,835.90; Menards, 143.88; Menards, 1,415.65; MG Oil Company, 9,713.80; Midcontinent Communications, 1,200.00; Midcontinent Communications, 336.45; Midcontinent Communications, 482.26; Midwest Auto Chemical-Mac, 204.00; Midwest Wellness Institute, PLLC, 4,200.00; Midwestern Mechanical-Rapid Inc, 320.00; Mobil Satellite Technologies, 3,060.00; Montana Dakota Utilities, 225.47; Monument Health - Urgent Clinics Rapid City, 100.00; Monument Health Home Plus Pharmacy, 349.62; Monument Health Rapid City Hospital, 20.00; Moore James Dean, 1,175.00; Motorola Solutions Inc, 97,922.40; Mt Rushmore Telephone Co, 49.49; Mueller Brian, 500.00; Murphy Law Office PC, 16,929.88; Murphy Sheds Of SD LLC, 5,270.00; National District Attorney's Association, 1,680.00; Nelson Jacquelyn R, 540.00; Nelson Law, 3,016.11; Nelson, George J, 1,015.27; North Central International Of Rapid City Inc, 4,297.48; North Platte Police Dept, 23.00; Northern Truck Equipment, 13,875.00; Northwest Pipe Fitting Inc, 13,401.45; Norton, Mikayla, 495.00; NSG Logistics LLC, 11,213.49; Odegard, Amber L, 450.00; Office Depot, 201.65; Olson, Carolyn, 4,462.50; Omni Distribution Inc, 838.00; Omnitech, Inc., 387.00; O'Reilly Auto Parts, 168.10; Otis Elevator Co, 5,698.68; Otis Elevator Co, 2,042.00; Overhead Door Of Rapid City, 621.51; Pacific Steel & Recycling, 521.76; Park Dietz & Associates Inc, 3,465.00; Parr Law PC, 4,260.80; Pasqualucci Law Office PC, 613.80; Paulsen, Paul, 184.80; Pederson Law Office LLC, 53,816.09; Peneaux Carl, 20.00; Peneaux Travis, 20.00; Penn Co Commissioners Petty Cash, 131.86; Penn

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Co Council On Aging, 7,500.00; Penn Co Health & Human Sv Petty Cash, 65.00; Penn Co Health & Human Sv Petty Cash, 622.15; Penn Co Highway Petty Cash, 15.00; Penn Co Jail Petty Cash, 1,360.00; Penn Co Sheriff Petty Cash, 239.00; Penn Co States Atty Petty Cash, 70.90; Penn Co Treasurer Petty Cash, 104.25; Penn Conservation Dist, 16,250.00; Pennington County Courant, 2,724.76; Pennington County Housing & Redevelopment, 500.00; Phoenix Supply LLC, 2,573.28; Pine Lawn Memorial Park Inc, 5,100.00; Pioneer Bank & Trust, 1,305.00; Pioneer Bank & Trust, 448.61; Pioneer Bank & Trust, 12,538.76; Pioneer Bank & Trust, 143.96; Pioneer Bank & Trust, 386.60; Pioneer Bank & Trust, 1,641.37; Pioneer Bank & Trust, 8,513.40; Pitney Bowes Reserve Account, 1,200.00; Pomplun Kent, 21.84; Power DMS, 5,514.68; Power House, 130.01; Power House, 740.12; Prairie Auto Parts Inc, 470.27; Pratt Linda, 500.00; Precision Dynamics Corp, 400.00; Priority Dispatch Corp, 22,248.00; Professional Computer Services LLP, 1,005.00; Proforma Screening Solutions LLC, 210.49; Quadiant Inc, 890.79; Quettier Nicolas, 510.00; Rapid Delivery Inc, 132.00; Rapid Rooter, 350.00; Rapid Valley Sanitary District, 270.67; RC Area School Dist 51-4, 1,237.74; RC Area School Dist 51-4, 599.97; RC Fire & Emergency Services, 950.11; RC Journal - Advertising, 2,895.65; RC Journal - Subscription, 124.39; Rc Medical Center LLC, 2,431.00; RCS Construction Inc, 429,618.46; RDO Equipment Co, 1,216.59; Reckling Melissa, 184.00; Record Storage Solutions, 116.45; Record Storage Solutions, 246.42; Regional West Medical Center, 1,489.90; Reil Robert A, 31.50; Reliance Telephone Inc, 19.35; Relias LLC, 10,910.71; Robert Overturf LLC, 1,398.04; Robert Sharp & Associates Inc, 636.69; Rochester Armored Car Company Inc, 492.12; Rossknecht Ron, 579.60; Runnings Supply Inc, 290.09; Sack Cody, 190.98; Sand Scripts, 48.60; Sandra Runde Realty Inc, 105.84; Scott David, 75.60; SD Council Of Community Behavioral Health, 3,644.88; SD Dept Of Ag. (Rodent), 256.25; SD Dept Of Health, 1,120.00; SD Dept Of Labor, 1,829.76; SD Dept Of Revenue, 14,326.37; SD Dept Of Transp-Finance, 1,532,096.98; SD Dept. Of Military, 1,805.00; SD Firefighters Assn Inc, 50.00; SD State's Attorneys Association, 2,250.00; SD Teen Court Association, 750.00; SDACC, 18,902.00; SDACDL, 1,425.00; SDN Communications, 316.44; SDN Communications, 648.00; SDRC Terra Kennedy MHP2 LLC, 1,731.51; Securus Technologies Inc, 618.80; Securus Technologies Inc, 1,474.67; Seifert, Mary Rae, 1,890.00; Sentencing Advocacy Group Of Evanston LLC, 30,520.37; Sergeant Poppers LLC, 100.00; Servall Uniform/Linen Co, 416.39; Servall Uniform/Linen Co, 1,541.48; Sherwin Williams Paints, 1,728.97; Signs Now, 2,377.89; Silver Star Septic LLC, 150.00; Simpliverified LLC, 705.00; Skinner Law Office PC, 36,653.20; Solemate Shoes And Uniform Center, 158.03; Sorenson Jody, 21.20; Southern Hills Publishing, 2,455.63; Speck, Jody H, 2,376.00; Stan Houston Equipment, 99.00; Staybridge Suites - Rapid City Rushmore, 1,835.87; Stephens, Matthew T, 10,481.00; Street Image Truck & Auto Accessories, 1,449.99; Sturdevant's Auto Parts, 3,271.66; Sturdevant's Refinish, 286.12; Suckow Kimberly, 6.72; Summit Fire Protection, 213.25; Summit Food Service, 111,489.85; Summit Signs & Supply Inc, 68.00; Sundial Square Apartments, 876.00; Sundial Square Apartments, 4,790.67; Supboon Chutima, 146.00; Syncb/Amazon, 976.13; Tempus Fugit LLC, 2,400.00; Tessco Incorporated, 5,690.40; Tessier's Inc, 6,673.96; The Law Office Of Kyle Krause, Prof LLC, 1,772.10; The Medicine Shoppe, 136.35; The Repair Shop, 244.56; Thomson Reuters-West, 1,281.88; Thomson Reuters-West, 2,251.90; Tibbetts Tyler, 118.44; Time Equipment Rental & Sales, 43.90; Timeclock Plus, LLC, 2,485.98; TKRS Properties LLC, 2,101.52; TKRS Properties LLC, 1,081.32; TR Jewelry Concepts, 1,644.00; Transource Truck & Equipment Inc, 812.92;

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Tritech Software Systems, 10,163.70; Tyler Technologies, 48,420.92; Upper Deck Architects Inc, 2,948.36; US Bank Na Fees, 1,500.00; Vallette Thomas, 124.32; Vanway Trophy & Awards, 180.94; Vanway Trophy & Awards, 189.54; Verizon Connect Nwf Inc, 32.38; Verizon Wireless, 49.41; Vermeer High Plains, 646.83; Wagner Reclamation Services LLC, 11,000.00; Wall Badlands Chamber Of Commerce, 50.00; Wall Building Center & Construction, 85.66; Warne Chemical & Equipment Co Inc, 7,858.72; Watertree Inc, 29.50; Watertree Inc, 2,626.90; Weed And Pest Conference, 425.00; Weichmann, Cynthia M, 422.10; Wellamrk, 136,803.17; Wells Fargo Financial Leasing Inc, 126.35; West River Electric, 162.11; Western Communication Inc, 4,197.50; Western Construction Inc, 137,119.78; Western Dakota Tech Inst, 100.00; Western Mailers, 346.97; Western Pathology Consultants PC, 2,000.00; Western Stationers, 728.62; Western Stationers, 4,554.45; Wex Bank, 9,010.49; Whiting, Marcia, 931.20; Wilkins Patricia Lynn, 2,125.00; Wood Stock Supply, 82.74; Wood Stock Supply, 68.60; Woodford County, 37.50; Working Against Violence, 7,649.00; Yankton Co Sheriff Office, 250.00; Yankton County Treasurer, 365.10; ZMC LLC, 10,415.00; ZMC LLC, 68.21.

MOVED by Drewes and seconded by Rossknecht 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 \$1,214,799.82. Vote: Unanimous.

A & B Business Inc, 523.74; A To Z Shredding, 36.34; Ace Property Management LLC, 2,280.00; Advanced Drug Testing Inc, 92.00; Advanced Ent And Allergy Center Of The Black Hills, 109.23; Alcohol Monitoring Systems Inc, 1,225.00; Amazon.Com Services, 29.99; AT&T Mobility, 4,265.53; AVI Systems Inc, 7,609.00; Balco Uniform Co Inc, 5,764.57; Bangs, Mccullen, Butler, Foye & Simmons, LLP, 1,122.90; BH Energy, 57.58; BH Energy, 1,558.53; BH Energy, 413.45; BH Energy, 493.07; BH Orthopedic & Spine Center PC, 67.25; BH Services Inc, 497.50; BH Surgical Hospital LLC, 362.92; BH Urgent Care LLC, 825.00; Bi Inc, 5,187.00; Biggs Mark A, 1,000.00; Bloom Law Office Prof LLC, 245.28; Borge Bradley T, 3,247.25; Burnette Jr Arthur J., 3,150.00; Cash-Wa Distributing, 1,303.50; CC Property Management LLC, 285.00; CC Property Management LLC, 5,050.00; CDW Government Inc, 1,773.21; Century Link, 136.37; Charles Mix Co. Sheriff's Office, 120.00; Charm-Tex Inc, 129.80; Children's Home Society, 5,000.00; City Of Box Elder, 97.26; City Of Chamberlain, 600.00; City Of Rapid City - Water, 10.98; City Of Rapid City -Water, 2,955.33; City Of Rapid City -Water, 23,570.47; City Of Rapid City, 13,840.00; City Of Winner, 355.60; Clayborne, Deanna K, 327.00; Clinical Laboratory Of The Black Hills, 6,853.89; Colbath & Sperlich PC, 12,186.13; Colonial House, 997.69; Cooks Correctional, 264.14; Correct Rx Pharmacy Services Inc, 13,931.40; County Drug Inc, 20.38; Custer Gas, 157.26; Davis, Jeremiah J, 1,465.20; Dillon Law Office, 19.80; Duffy Law Firm, Prof. LLC, 76,960.40; Ertz, Dewey J, 14,068.95; Evergreen Office Products, 98.90; First Focus Property Management LLC, 3,938.84; First Focus Property Management LLC, 4,545.00; Fitzgerald Law Firm, 1,640.80; Fransen Jeffrey J, 445.50; Fremont Apartments LLC, 820.00; Golden West Companies, 79.95; Grey & Eisenbraun Law, Prof LLC, 1,528.10; Hansen Justin, 284.48; Hilpert & Hale Prof LLC, 244.60; Hix, Leroy Dean, 2,710.00; Horn Law Office Prof LLC, 207.90; Interpretcorps, 90.00; Intoximeters Inc, 975.00; J&K Properties, 2,646.79;

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Johnson, Kimberly K, 102.60; K&R Holdings, 6,755.00; Karen Paige Hunt Prof LLC, 524.70; Karl's Appliance, 1,059.00; Katterhagen Mark, 12.00; Kieffer Sanitation/A Waste Management Co, 208.28; Kirkwood Apartments, 1,840.00; Knecht Home Center Inc, 777.36; Laboratory Corporation Of America Holdings, 115.00; Lakota Community Homes Inc, 3,680.65; Lewis Kirkeby & Hall Property Management, 5,050.00; Lewno Lucille M, 156.53; Liberty Chrysler Center, 200.55; Lockwood Darcy, 12.00; Love, Todd A, 4,047.50; Lutheran Social Services Of SD, 61,481.70; Maher William J, 440.00; Manlove Psychiatric Group, 250.00; Maruska, Kayla L, 1,113.30; McGregor Karen, 67.83; Meade County Auditor, 1,920.00; Medical Waste Transport Inc, 350.46; Midcontinent Communications, 2,514.41; Midcontinent Communications, 3,112.37; Midwest Wellness Institute, PLLC, 175.00; Montana Dakota Utilities, 22,410.48; Montana Dakota Utilities, 1,268.54; Monument Health Home Plus Pharmacy, 15.96; Monument Health Rapid City Hospital Inc., 8,489.56; Monument Health Reference Laboratory, 2,882.12; Murphy Law Office PC, 7,378.54; Nelson, George J, 939.90; Nohr, Linda J, 3,450.00; North Central Supply Inc, 105.00; Northern Heights Apartments, 271.00; O'Day, Valarie, 319.40; Park Dietz & Associates Inc, 660.00; Parkway Carwash Inc, 8.00; Pasqualucci Law Office PC, 712.95; Pederson Law Office LLC, 5,314.80; Penn Co Bldgs & Grds Petty Cash, 40.88; Pennington County Housing & Redevelopment, 600.00; Pfefferle Sarah C., 600.00; Pharmchem Inc, 94.35; Pheasantland Industries, 358.41; Phelps, Terri, 1,110.00; Pioneer Bank & Trust, 4,671.02; Pioneer Bank & Trust, 3,241.30; Pioneer Bank & Trust, 634.84; Pioneer Bank & Trust, 2,994.05; Pioneer Bank & Trust, 839.14; Pitney Bowes Reserve Account, 5,989.02; Ponderosa Mountain Properties LLC, 500.00; Ponderosa Mountain Properties LLC, 2,400.00; Ponderosa Screen Printing And Embroidery, 999.90; Print Mark-Et, 159.00; Proforma Screening Solutions LLC, 269.99; Radiology Associates Professional LLC, 844.68; Rainbow Gas Company, 11,548.36; RC Emergency Services PA, 166.78; RC Journal - Advertising, 3,334.67; RC Medical Center LLC, 768.42; RC Police Dept-Evidence, 5,535.00; Rensch Law Office, 25,361.65; Roetzel Lara, 130.00; Same Day Surgery Center LLC, 1,214.49; Sanford Janice, 3,000.00; SBC Martin LLC, 1,500.00; Schaefer, Dean, 264.00; Schlingen Law Firm Prof. LLC, 747.45; SD Dept Of Health, 2,777.00; SD One Call Board, 44.10; Securus Technologies Inc, 21,270.39; Servall Uniform/Linen Co, 103.34; Shiffermiller Adam, 808.08; Skinner Law Office PC, 6,754.37; Speck, Jody H, 1,584.00; Stephens, Matthew T, 20,123.00; Sturdevant's Auto Parts, 16.69; Summit Food Service, 30,417.09; Swanson Erik T DDS PC, 1,237.50; The Rehab Doctors PC, 46.49; Thompson, Lori, 40.00; Thomson Reuters-West, 3,820.67; Thurman, Creighton, 317.25; Timeclock Plus, LLC, 168.00; Tr Jewelry Concepts, 968.00; Tru Green LP, 1,304.87; Tzadik Rapid City LLC, 1,542.84; Tzadik Rapid City LLC, 4,817.00; Uehling-Mason Mercedes, 306.00; Vanway Trophy & Awards, 59.94; Vast Broadband, 1,498.08; Vast Broadband, 898.47; Verizon Wireless, 644.98; Verizon Wireless, 1,039.29; Vista Pointe LLC, 3,050.00; Weichmann, Cynthia M, 579.20; Wellmark, 632,387.41; West River Electric, 314.21; West River Electric, 218.56; Western Stationers, 1,285.41; Willett Dustin, 328.00; Wolf, Ione, 478.00; Woodford County, 37.50; Yankton Co Sheriff Office, 100.00; Yankton County Treasurer, 355.20; ZMC LLC, 50.25.

EXECUTIVE SESSION – SDCL 1-25-2

MOVED by Rossknecht and seconded by LaCroix 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

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contractual/pending litigation. Vote: Unanimous. The Board remained in Executive Session from 3:04 p.m. until 3:59 p.m. MOVED by LaCroix and seconded by Rossknecht to come out of Executive Session. Vote: Unanimous.

MOVED by Rossknecht and seconded by LaCroix to place Shannon Brewer at B21, Step 10, \$20.00/hr., effective January 23, 2022. Vote: Unanimous.

MOVED by Rossknecht and seconded by LaCroix to place Ralph Rice at B32, Step 4, \$28.17/hr., effective February 6, 2022. Vote: Unanimous.

MOVED by Rossknecht and seconded by LaCroix to authorize the Hwy Dept. to hire Thomas Morrell as a Heavy Equipment Mechanic at B24, Step 16, \$29.74/hr., effective March 7, 2022 pending a pre-employment Commercial Driver's License background check. Vote: Unanimous.

MOVED by Rossknecht and seconded by LaCroix to place William Keester at A13, Step 7, \$16.97/hr., effective February 6, 2022. Vote: Unanimous.

MOVED by LaCroix and seconded by Rossknecht to place the following Highway Department employees at the following: Joseph Delaney at B31, Step 6, \$26.16/hr., Ted Forbes at B23, Step 5, \$22.80/hr., Christopher Hermansen at B21, Step 8, \$19.52/hr., Jeff Hoffman at B21, Step 14, \$20.95/hr., Doug Horst at B21, Step 11, \$20.23/hr., Dennis Jensen at B21, Step 12, \$20.47/hr., Clinton Lester at B21, Step 13, \$20.71/hr., Dustin Linstrom at B31, Step 3, \$24.35/hr., John Paulin at B21, Step 8, \$19.52/hr., Erick Rousselle at B21, Step 11, \$20.23/hr., Jeffrey Sorensen at B23, Step 3, \$21.72/hr., Kelly Thurman at B23, Step 5, \$22.80/hr., effective February 6, 2022. Vote: Unanimous.

MOVED by LaCroix and seconded by Rossknecht to place Dustin Hall at B31, Step 6, \$26.16/hr., effective January 9, 2022. Vote: Unanimous.

MOVED by Rossknecht and seconded by LaCroix to authorize the Highway Superintendent's signature on the right-of-way acquisition for the Thunderhead Falls Road bridge 52-317-318 replacement project in the amount of \$6,000.00. Vote: Unanimous.

MOVED by Rossknecht and seconded by LaCroix to direct the Highway Department to terminate the contract for AGG-2020-2 Aggregate Stockpile (Paulsen Pit) with Bob Bak Construction, Robert A. Bak, Pierre, SD. Vote: Unanimous.

PAYROLL

Commissioners, 10,408.62; Elections, 8,953.59; Auditor, 11,327.22; Treasurer, 40,092.54; State's Attorney, 141,479.47; Public Defender, 80,968.80; Buildings & Grounds, 68,958.03; Equalization, 39,402.79; Register of Deeds, 13,033.60; IT, 28,735.68; Human Resources, 7,539.22; Sheriff, 287,744.75; Jail, 353,771.90; JSC, 119,289.44; JSC Juvenile Alternative, 5,787.12; CCADP, 114,750.23; Economic Assistance, 34,583.22; Extension, 1,436.80; Natural

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Resources, 5,740.20; Pest Control, 3,796.32; Planning and Zoning, 16,459.38; Road & Bridge, 93,729.51; Fire Administration, 3,056.00; Dispatch, 97,291.36; Emergency Management, 4,127.21; 24-7 Program, 9,496.57; MacArthur Safety & Justice, 12,069.55.

PAYROLL

Commissioners, 11,085.32; Elections, 7,370.60; Auditor, 13,391.42; Treasurer, 40,261.39; State's Attorney, 146,628.96; Public Defender, 82,312.45; Buildings & Grounds, 69,231.76; Equalization, 39,584.59; Register of Deeds, 13,319.20; IT, 29,282.01; Human Resources, 7,820.81; Sheriff, 287,481.77; Jail, 380,354.33; JSC, 117,815.89; JSC Juvenile Alternative, 5,506.58; CCADP, 115,998.90; Economic Assistance, 34,362.13; Extension, 1,464.41; Natural Resources, 6,446.51; Pest Control, 4,528.80; Planning and Zoning, 16,594.15; Road & Bridge, 104,450.34; Fire Administration, 3,762.28; Dispatch, 100,005.40; Emergency Management, 5,291.05; 24-7 Program, 9,275.79; MacArthur Safety & Justice, 11,350.91.

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 December 30, 2021: Total balances of checking/savings accounts 50,226,457.64; Total balance of Treasurer's Office safe cash, 18,000.00; Total Prime Value Investment, 14,243,922.41; Total petty cash, 17,040.00; Total NSF paid, 17.67; Total Cash Items, \$285.00; Total long/short, (627.68); Total, 64,545,095.04. Submitted by Lori Wessel, Deputy Auditor.

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

Buildings & Grounds: Effective 01/09/2022: Kenneth Howard, \$18.40. Effective 01/24/2022: Gordon Johnke, \$17.54; James Petersen, \$12.69. Effective 02/07/2022: Nathan Udell, \$17.98.

Care Campus: Effective 02/07/2022: Kyle Aubert, \$16.67; Dale Cote, \$18.40; Isaac Jones, \$16.67; John Farley, \$16.67.

Dispatch: Effective 01/23/2022: Samantha Gustafson, \$20.60; Audrey Metz, \$20.60. Effective 02/06/2022: Sidni Hood-Murphey, 17.98; Alexandria Weaver, \$17.54; Thea DuBray, \$17.54; Blake Geddings, \$17.54.

Highway: Effective 01/24/2022: Jakob Wolf, \$20.65. Effective 02/07/2022: Chad Reber, \$18.40.

Jail: Effective 01/23/2022: Ryan Couch, \$27.42. Effective 02/06/2022: Kyler Bruce, \$16.67; James Gentile Jr., \$16.97. Effective 02/07/2022: Tyrell Zahn, \$23.14; Kelly O'Callaghan, \$23.14; Lonny Jensen, \$23.14; Morgan Taylor, \$23.14; Anthony Bradford, \$23.14; Moroni Carrillo Silva, \$23.14; Caleb Kervin, \$23.14; Mackenzie Miller, \$23.14; Anthony Rayner, \$23.14.

Planning & Zoning: Effective 01/23/2022: Madisen Ransom, \$20.60.

Sheriff: Effective 01/09/2022: Jacob Mundt, \$23.74; Rio Shearer, \$23.74; Joshua Fresquez, 23.74; Noah Ross, \$23.74; Tyler OConnell, \$23.74; Max Deslauriers, \$23.74; Baron Juhl, \$23.74; Richard Felix Jr., \$23.74; Jordan Decker, \$23.74; Matthew Veal, \$24.35; Donald Ballard, \$24.35; Chad Strobel, \$24.35; Skye McKelvey, \$24.35; Kaitlin Leising, \$24.35; Samuel Funk, \$24.35; Tanner Heiser, \$24.35; Kari Smith, \$24.95; Keith Fenner, \$24.95; Joshua Lavene, \$24.95; Matthew Bowman, \$24.95; Andrew Butchart, \$24.95; Abigail Pi, \$24.95; Jorge Salas, \$24.95; Matthew Williams, \$24.95; Thomas Mossman, \$25.55; William Christopherson, \$25.55; Alix

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Whittle Coyle, \$25.55; Adam Mooney, \$25.55; Andrew Nyblom, \$25.55; Joseph Luper, \$25.55; Brian Austin, \$25.55; Jason Welsh, \$25.55; Jose Romero, \$26.16; John Foster, \$27.09; Christopher Lindquist \$27.09; Chax Foss, \$26.16; Ethan McManigal \$26.16; Brandon Dirksen, \$26.16; Hope Bearden, \$26.76; Anthony White, \$26.76; Daniel Rose, \$26.76; Amanda Swanson, \$26.76; Jayson Herra, \$26.76; Cody Rhoden, \$26.76; Christian Raby, \$26.76; Jeffrey Jones, \$26.76; Justin Grable, \$26.76; Gordon Larsen, \$26.76; Kristina Van Loan, \$27.09; Brandon Akley, \$27.09; Joshua Kunde, \$27.09; Kylie Kintigh, \$27.09; John Isakson, \$27.09; Cameron Ducheneaux, \$27.09; Brian Burgner, \$27.09; Jacob Fredericksen, \$27.09; David Riley, \$27.09; Patrick Rose, \$27.09; Dustin Meyer, \$27.09; Aaron Pritzkau, \$27.09; Shawn Stalder, \$27.09; Jonathan Edwards, \$27.42; Jodi Glasgow, \$27.42; James Waldrop, \$27.75; Victor Gust, \$27.75; Rusty Schmidt, \$27.75; William Kimball, \$28.09; Nicholas Nelson, \$28.09; Glenn Miller, \$28.09; Thadius Schmit, \$28.41; Christopher Plawman, \$29.40; Daniel Lewis, \$29.40; Kent Holland, \$30.06; Jesse Fagerland, \$30.40; Kent Przymus, \$30.73; David Olson, \$31.06; Trent Nelson, \$31.06; Mischelle Boal, \$32.39; Scott Sitzes, \$30.56; Billy Davis, \$30.56; Jason Mitzel, \$30.56; Jeremy Milstead, \$30.56; Kirk Buchholz, \$31.40; Keith Carlson, \$32.25; Paul Stevens, \$32.25; Ryan Cook, \$32.25; Jeromey Smith, \$33.62; Casey Kenrick, \$33.62; Jesse Huschle, \$33.62; Thad Mason, \$33.62; Randy Harkins, \$34.14; Jason O’Cilka, \$34.14; Edwin Schulz, \$36.26; David Switzer, \$2,708.00; Christopher Hislip, \$2,861.60; Dustin Morrison, \$3,063.20. Effective 01/10/2022: Cathy Switzer, \$15.06. Effective 01/17/2022: Abraham Wheeler, \$23.74. Effective 01/23/2022: Jay Evensen, \$27.42; Amanda Swanson, \$28.88. Effective 02/06/2022: Brian Austin, \$26.76; Adam Mooney, \$26.76; Thomas Mossman, \$26.76. Effective 02/07/2022: Catlyn Cordell, \$24.35.

State’s Attorney: Effective 01/18/2022: Jade Decker, \$18.66.

Treasurer: Effective 01/10/2022: Ashley VanCleave, \$18.66.

Weed & Pest: Effective 01/01/2022: Mark DiSanto, \$50.00.

WSCJSC: Effective 02/07/2022: Nicole Lindaman, \$23.14.

ADJOURN

MOVED by Rossknecht and seconded by LaCroix to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 4:05 p.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of _____.

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