

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of April 5, 2022

The Pennington County Board of Commissioners met at 9:04 a.m. on Tuesday, April 5, 2022, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Vice-Chair Lloyd LaCroix called the meeting to order with the following Commissioners present: Deb Hadcock, Travis Lasseter and Ron Rossknecht. Commissioner Gary Drewes joined by teleconference.

**REVIEW AND APPROVE AGENDA**

MOVED by Hadcock and seconded by Lasseter to approve the agenda. Vote: Unanimous.

**EXECUTIVE PROCLAMATION**

MOVED by Rossknecht and seconded by Hadcock to approve the Chair's signature on the executive proclamation declaring April 10-16, 2022, as "National Telecommunicator's Week".  
Vote: Unanimous.

Board of Equalization Oaths of Office were administered by Auditor Cindy Mohler.

**CONSENT AGENDA ITEMS**

MOVED by Rossknecht and seconded by Hadcock to approve the Consent Agenda. Vote: Unanimous.

7. Approve the minutes of the March 15, 2022, regular meeting.
8. Assign 2022 budgeted long-term reserve accumulations in the General Fund: IT Equipment \$75,000; Inmate transportation bus \$125,000; Auditor software \$40,000; Treasurer software \$40,000; Human Resources compensation review \$15,000; Fire long-term reserve \$100,000.
9. Acknowledge the Polling Place List as the official polling locations for the June 7, 2022, election.
10. Acknowledge the election agreements and that the Auditor's Office will conduct a combined election for the Rapid City School District, the City of Rapid City, the Custer School District, the Hill City School District, the City of Hill City, and the City of Quinn to be held on June 7, 2022.
11. Accept the recommendation for the appointment of Mr. Kevin Kuehn and Mr. Kevin Burton to the Pennington County Planning Commission.
12. Acknowledge the disinterment permit #1453427.
13. Approve the Adopt-A-Highway Application for a portion of Sheridan Lake Road by The Black Hills Clean Water Alliance.
14. Approve the Joint Cooperative Agreement between the City of Rapid City and Pennington County regarding administration of the Byrne Justice Assistance Grant Program Award.

**PENNINGTON COUNTY HOUSING & REDEVELOPMENT COMMISSION MEMBER APPOINTMENT:** MOVED by Lasseter and seconded by Hadcock to appoint Germaine Little Bear to the Pennington County Housing and Redevelopment Commission for a term of five years ending April 6, 2027. Vote: Unanimous.

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**SEALED BID OPENING & SALE OF REAL PROPERTY LOCATED AT 684 N SPRUCE ST., RAPID CITY, SD:** MOVED by Rossknecht and seconded by Hadcock to reject all bids and to re-advertise for Tax Id #27437. Vote: Unanimous.

**CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS**

1. **BOX ELDER CLEAN WATER PRIORITIES REQUEST:** MOVED by Rossknecht and seconded by Lasseter to continue this item until the April 19, 2022, meeting. Vote: Unanimous.
2. **RAPID VALLEY SANITARY DISTRICT –WATER SYSTEM EXPANSION REQUEST:** MOVED by Lasseter and seconded by Hadcock to continue this item until the April 19, 2022, meeting. Vote: Unanimous.
3. **STANDARD ALLOWANCE ELECTION FOR REVENUE LOSS - \$10M:** MOVED by Rossknecht and seconded by Hadcock to authorize the Auditor’s Office to elect the standard allowance of \$10 million for “revenue loss”. Vote: Unanimous.
4. **REVENUE LOSS ALLOCATION FOR COUNTY JAIL STUDY NEEDS:** MOVED by Hadcock and seconded by Lasseter to utilize the \$10 million of the State and Local Fiscal Recovery Funds (ARPA) that was claimed as revenue loss for future needs as outlined in the Pennington County Jail Study. Vote: Unanimous.
5. **DESIGNATION OF ARPA FUNDS FOR ADDICTION TREATMENT, MENTAL HEALTH, ADMINISTRATION OF SOCIAL SERVICES AND PUBLIC BENEFITS:** MOVED by Hadcock and seconded by Lasseter to continue this item until the April 19, 2022, meeting. Vote: Unanimous.

**ITEMS FROM AUDITOR**

**A. LIQUOR LICENSE PUBLIC HEARINGS:**

1. Special On-Sale Malt Beverage: MOVED by Hadcock and seconded by Lasseter to approve a Special Retail On-Sale Malt Beverage Retailers License for Rushmore German Club, 14920 E Hwy 44, Rapid City, SD, 9:00 am to 7:00 pm on April 30, 2022. Vote: Unanimous.
2. Transfer of Retail (on-sale) Liquor License: MOVED by Hadcock and seconded by Lasseter to approve the transfer of Retail (on-sale) Liquor License with Sunday Sales from The Peak Grill & Tap Room under Hansen Investments, Inc. to The Peak Grill & Tap Room under Allison Schmitz. Vote: Unanimous.
3. New Retail (on-off sale) Malt Beverage & SD Farm Wine License: MOVED by Lasseter and seconded by Rossknecht to approve Retail (on-off sale) Malt Beverage & SD Farm Wine License for Wendy Bobbe under Rushmore Candy Company. Vote: Unanimous.

**ITEMS FROM EMERGENCY MANAGEMENT**

**A. COVID-19 UPDATE:** Informational only.

MOVED by Hadcock and seconded by Lasseter to move items 21-23 to after Board of Adjustment items. Vote: Unanimous.

**ITEMS FROM EQUALIZATION**

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A. ABATEMENT APPLICATIONS: MOVED by Hadcock and seconded by Lasseter to approve the abatement applications for tax year 2021 for the following: Iseman Homes Inc., Parcel #8011555, \$722.40; Ellsworth Development, Parcel #6856, \$31.84; Ryan Flick, Parcel #41081, \$1,664.38; Nicholas & April Kirchhevel, Parcel #8008254, \$32.66; Jorge Ucan, Parcel #8011816, \$35.10. Vote: Unanimous.

**ITEMS FROM PLANNING & ZONING**

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

A. APPEAL OF BUILDING PERMIT / COBP21-0652: Tina Bechly; Owner – Lex Burger.

Lot 5, Block 1, Green Valley Estates, Section 23, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to continue this item until the April 19, 2022, meeting. Vote: Unanimous.

B. VARIANCE / VA 22-03: SDN Communications; Steve Angerhofer - Agent. To reduce the required setbacks from 500 feet to 43 feet to Residential Zoning Districts, including Agriculture District containing less than 40 acres, for a proposed 120-foot-tall broadband tower in a Suburban Residential District in accordance with Sections 209, 316, and 509 of the Pennington County Zoning Ordinance.

Lot 2, Block 9, Dakota Lode MS 2109, Section 23, T2N, R3E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Hadcock continue this item until the April 19, 2022, meeting. Vote: The motion carried 4-0 with Rossknecht abstaining.

C. VARIANCE / VA 22-04: Diamond Spur Lodge, LLC/Diamond Spur Properties, LLC; Alicia Edsen. To exceed the required distance from 200 feet to 500 feet for 36 off-street parking spaces for an event center to meet the minimum off-street parking requirements in a Highway Service District in accordance with Sections 212, 310, and 509 of the Pennington County Zoning Ordinance.

Lots 6, 9, 10, and 11, The Forks at Remington Ranch, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Rossknecht to approve VA 22-04 with three (3) conditions. Vote: Unanimous. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office). Vote: Unanimous.

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

MOVED by LaCroix and seconded by Rossknecht for a ten-minute recess. Vote: Unanimous.

Commission Drewes joined the meeting in person instead of by teleconference.

MOVED by Lasseter and seconded by Hadcock to start items 21-23. Vote Unanimous.

**ITEMS FROM HIGHWAY**

A. AUTHORIZATION TO PURCHASE GROUND STABILIZER: MOVED by Hadcock and seconded by Rossknecht to authorize the Highway Department to purchase ground stabilizer from TEAMLAB Chemical Corp, Bismarck, ND, utilizing the Harding County, SD bid awarded on December 7, 2021. Vote: Unanimous.

B. 2022 BRIDGE IMPROVEMENT GRANT AGREEMENTS: MOVED by Hadcock and seconded by Rossknecht to approve the Bridge Improvement Grant Agreements for project numbers BRO 8052(00) 22-6 PCN 08XE, structure 52-317-318; BRO 8052(00) 22-5 PCN 08XD, structure 52-246-298; BRF 6654(00) 22-1 PCN 08WL, structure 52-395-367; BRF 6220(00) 22-2 PCN 08WM, structure 472-420; BRF 6121 (00) 22-3 PCN 08WN, structure 52-608-295; BRF 6121(00) 22-4 PCN 08WP, structure 52-608-298. Vote: Unanimous.

C. AGREEMENT FOR ACCOMPLISHING RAPID CITY AREA TRANSPORTATION PLANNING PROCESS: MOVED by Hadcock and seconded by Drewes to approve the Agreement with the City of Rapid City for accomplishing the Rapid City Area Transportation Planning Process to allow for a corridor study for Highway 1416 and Radar Hill Road with a maximum limiting amount of \$18,050 for Pennington County. Vote: Unanimous.

D. UTILITY RELOCATION AGREEMENT: MOVED by Rossknecht and seconded by Hadcock to approve the Utility Relocation Agreement with Black Hills Electric Cooperative, Inc. in preparation for the South Rochford Road Reconstruction Project P6403(10) PCN 08PS in a not to exceed amount of \$165,000. Vote: Unanimous.

E. AGREEMENT FOR RIGHT OF WAY MONUMENTATION: MOVED by Drewes and seconded by Rossknecht to approve the agreement for services with Ferber Engineering Company Inc. to establish and record right-of-way monumentation for Sheridan Lake Road in a not exceed amount of \$29,000. Vote: Unanimous.

**ITEMS FROM HUMAN RESOURCES**

A. COMPENSATION PRESENTATION: Informational only.

B. 2022 COMPENSATION ADJUSTMENT STEPS: MOVED by Drewes and seconded by Rossknecht to move to award pay steps as follows: Employees who achieve at least 4 years of service in 2022, but less than 8 years will receive 1 additional pay step. Employees who achieve at least 8 years of service in 2022 will receive 2 additional pay steps. The steps will be awarded effective with the pay period beginning June 26, 2022. Employees who have experienced pay

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adjustments outside pay policy since January 1, 2021, are excluded from receiving any pay steps under this action. Vote: The motion carried 4-1 with Lasseter voting no.

MOVED by Hadcock and seconded by Rossknecht to grant current county employees that are no longer on the pay scale and have not had their pay adjusted by any other actions since January 1, 2021, a one-time retention bonus of \$1000, to be included in the first pay period beginning June 26, 2022. 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 Rossknecht and seconded by Lasseter to approve the Planning and Zoning consent agenda with the removal of item H. Vote: Unanimous.

D. LAYOUT PLAN / LPL 22-05: Debra Pimentel. To subdivide and create Lots 13C and 13D of Battle Creek Mountain Estates Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 13A Less Lot H1, Battle Creek Mountain Estates Subdivision, Section 18, T2S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 13C and 13D, Battle Creek Mountain Estates Subdivision, Section 18, T2S, R7E, BHM, Pennington County, South Dakota.

Approve LPL 22-05 with six (6) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

E. LAYOUT PLAN / LPL 22-06: Karen Fonseca; Allan and Becky Knutson; D.C. Scott Surveyors. To reconfigure lot lines to create Lot BR of Lot 1 and Lot CR of Lot 1 of Battle Creek Mountain Estates Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot A of Lot 1; Lot B of Lot 1 and Lot C of Lot 1, Battle Creek Mountain Estates Subdivision, Section 17, T2S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot BR of Lot 1 and Lot CR of Lot 1 of Battle Creek Mountain Estates Subdivision.

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Approve LPL 22-06 with eleven (11) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

F. LAYOUT PLAN / LPL 22-10: Joanie McVey; Jim Peterson - Agent. To subdivide and create Lots 1-12 of McVey Valley Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: All Less Kayter Subdivision and Less Swampy Lane Subdivision of HES #636, Section 36, T1N, R3E, BHM, Pennington County.

PROPOSED LEGAL: Lots 1-12, McVey Valley Subdivision, Section 36, T1N, R3E, BHM, Pennington County, South Dakota.

Approve the withdrawal of LPL 22-10, per the request of the Agent.

G. LAYOUT PLAN / LPL 22-07: Dale and Jillian Siemonsma. To subdivide and create Lots 1, 2, 3, and 4 of Oak Draw Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: NE1/4SW1/4 Less Brockett Subdivision and Less ROW; NE1/4NE1/4SE1/4SW1/4; SW1/4SE1/4 except the NE1/4NE1/4SW1/4SE1/4 and Less HWY 16 ROW; NE1/4NE1/4SW1/4SE1/4; and Lot 5 of Pankratz Subdivision, Section 22, T1S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1, 2, 3, and 4 of Oak Draw Subdivision, Section 22, T1S, R6E, BHM, Pennington County, South Dakota.

Approve LPL 22-07 with ten (10) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

H. Removed for separate consideration.

I. PUBLIC HEARING OF OA 22-02: Pennington County. To amend Section 103 - Definitions and Section 303 – Multiple-Family Dwellings of the Pennington County Zoning Ordinance.

Continue OA 22-02 to the April 19, 2022, meeting.

End of Consent Agenda

H. MINOR PLAT / MPL 22-08: Diamond Spur Lodge, LLC; Diamond Spur Properties, LLC / Andrew and Alicia Edsen. To combine three lots to create Lot 9R of The Forks at Remington

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Ranch Subdivision in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

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

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

MOVED by Hadcock and seconded by Drewes to approve MPL 22-08 with seven (7) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office). Vote: Unanimous.

**CONTESTED HEARINGS(S):**

J. PUBLIC HEARING OF COMPREHENSIVE PLAN AMENDMENT / CA 22-02: Bruce and Sandra Rampelberg; KTM Design Solutions – Agent. To amend the Comprehensive Plan to change the Future Land Use from Agriculture District to Rural Residential District in accordance with Sections 205, 207, and 508 of the Pennington County Zoning Ordinance.

N1/2SW1/4NE1/4 Less Right-of-Way, Section 15, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to deny without prejudice CA 22-02. Vote: Unanimous.

K. PUBLIC HEARING OF REZONE / RZ 22-02: Bruce and Sandra Rampelberg; KTM Design Solutions – Agent. To rezone from Agriculture District to Rural Residential District in accordance with Sections 205, 207, and 508 of the Pennington County Zoning Ordinance.

N1/2SW1/4NE1/4 Less Right-of-Way, Section 15, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Hadcock to deny without prejudice RZ 22-02. Vote: Unanimous.

Hadcock left the meeting at 1:38 p.m.

L. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 22-01: Nicholas and Romina Hobart. To allow a Planned Unit Development Overlay for a Specialty Resort to include four rental cabins and the existing single-family residence to be used as a Vacation Home Rental/caretaker/manager's residence in accordance with Section 216 of the Pennington County Zoning Ordinance.

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W1/2W1/2NW1/4SE1/4, Section 16, T1S, R3E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve PU 22-01 with twenty (20) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office). Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On April 5, 2022, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay to allow a Specialty Resort: Planned Unit Development Overlay 22-01 – Nicholas and Romina Hobart.

M. VACATION OF SECTION LINE RIGHT-OF-WAY / VS 22-03 BY RESOLUTION: Slate Creek Partners, LLC. To vacate the Section Line Right-of-Way lying between Sections 21 and 28, T1N, R4E, BHM, Pennington County, South Dakota.

E1/2SE1/4SE1/4 of Section 21, T1N, R4E, and E1/2NE1/4NE1/4 of Section 28, T1N, R4E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to continue this item until the April 19, 2022, meeting. Vote: Unanimous.

N. VACATION OF SECTION LINE RIGHT-OF-WAY / VS 22-04 BY RESOLUTION: Mike and Lisa Gennaro. To vacate the Section Line Right-of-Way lying across Sections 14 and 23, T2S, R6E, BHM, Pennington County, South Dakota.

All Less S360 feet, Less Glendale Subdivision and Less Right-of-Way of Hermosa #2 Lode MS 1111 located in Sections 14 and 23, T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to deny VS 22-04, as staff does not find any benefit to the public to Vacate the Section Line. Vote: Unanimous.

O. PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT REVIEW / PU 17-09: Big Horn Canyon Ministries, Inc. To review a church/place of worship in a Planned Unit Development District in accordance with Section 216 of the Pennington County Zoning Ordinance.

Lot 6 of Tract A, Knights Acres Subdivision, Section 14, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve the extension of PU 17-09 with twenty-two (22) conditions. (Full conditions are available on the web at



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[https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office). Vote: Unanimous.

**P. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 22-03:** Nathan and Alexis Sobolewski. To allow a Planned Unit Development Overlay for a Specialty Resort to include 50 Recreational Vehicle sites, 25 rental cabins, a shower house, a wedding venue, a bar/saloon area, and a guide service on the subject property in accordance with Section 216 of the Pennington County Zoning Ordinance.

W1/2E1/2, S1/2NW1/4, SW1/4 of Section 21, T2S, R13E and NW1/4NE1/4; N1/2NW1/4 of Section 28, T2S, R13E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve PU 22-03 with twenty-seven (27) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office). Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On April 5, 2022, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay to allow a Specialty Resort: Planned Unit Development Overlay 22-03 – Nathan and Alexis Sobolewski.

**Q. PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT / PU 22-02:** Aaron Olson; KTM Design Solutions – Agent. To amend the existing Planned Unit Development to allow 20 full-service Recreational Vehicle sites; 5 cabins to be constructed within the existing 20' x 80' building; and a caretaker/manager's residence to include an office building in accordance with Section 216 of the Pennington County Zoning Ordinance.

Tract A Less Lot H1, Rapid City Placer MS 614, Section 21, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to approve PU 22-02 with twenty-six (26) conditions. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office). Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On April 5, 2022, the Pennington County Board of Commissioners approved a Major Amendment to an existing Planned Unit Development: Major Planned Unit Development Amendment 22-02 – Aaron Olson.

**R. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 22-04:** John and Tracy Wiebe. To allow a Planned Unit Development Overlay to allow a Specialty Resort to

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include three tent spots, one tree house with living quarters, and a caretaker/manager's residence in accordance with Section 216 of the Pennington County Zoning Ordinance.

Lot 2 of Tract A in NE1/2 and Tract 0061, Section 10, T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve PU 22-04 with twenty-six (26) conditions. Vote: Unanimous. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

NOTICE OF FACT OF ADOPTION

On April 5, 2022, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay to allow a Specialty Resort: Planned Unit Development Overlay 22-04 – John and Tracy Wiebe.

**S. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 22-05:** River Country Limited Partnership; Angela Lytle. To allow a Planned Unit Development Overlay to allow a Recreational Resort to allow Recreational Vehicles, a wedding venue, a Bed and Breakfast, and outdoor recreational activities in accordance with Section 216 of the Pennington County Zoning Ordinance in accordance with Section 216 of the Pennington County Zoning Ordinance.

W1/2W1/2 of Section 36, T2N, R14E; GL 5-7; E330 ft of GL 8 of Section 35, T2N, R14E; GL 5-6; E1/2NE1/4; GL 7-8; NE1/4SE1/4 of Section 26, T2N, R14E; ALL LESS ROW of Section 25, T2N, R14E; ALL LESS ROW of Section 24, T2N, R14E; E1/2NE1/4; GL 5-8 of Section 23, T2N, R14E; GL 5-6; SE1/4SE1/4 of Section 14, T2N, R14E; GL 4-5; S1/2SW1/4; NW1/4SE1/4; S1/2SE1/4 of Section 13, T2N, R14E; GL 1-3 of Section 31, T2N, R15E; SE1/4NW1/4, SE1/4SW1/4, Lot 1-4 of Section 30, T2N, R15E; GL 2-4 of Section 19, T2N, R15E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve PU 22-05 with twenty-nine (29) conditions. Vote: Unanimous. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

NOTICE OF FACT OF ADOPTION

On April 5, 2022, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay to allow a Recreational Resort: Planned Unit Development Overlay 22-05 – River Country Limited Partnership; Angela Lytle.

**2022 LEGISLATIVE SESSION**

A. SUMMER STUDY TOPICS: Informational only.

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Rossknecht left the meeting at 2:12 p.m.

**ITEMS FROM COMMISSION MANAGER**

A. **POLICY & PROCEDURE UPDATE:** MOVED by Drewes and seconded by LaCroix to approve the updated policy and procedure for the appointment process for committees, boards, etc. as presented. Vote: Unanimous.

**APPROVAL OF VOUCHERS:** MOVED by Drewes and seconded by Lasseter 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 \$619,296.66. Vote: Unanimous.

A & A Professional Property Management, 3,949.63; Allard David, 4,500.00; AT&T Mobility, 4,756.05; Avvampato Anthony, 750.00; BH Electric Cooperative Inc, 90.19; BH Energy, 1,243.66; BH Energy, 1,144.42; BH Energy, 459.12; BH Energy, 2,327.74; BH Energy, 1,315.43; BH Energy, 345.26; Century Link, 137.37; Century Link, 87.90; City Of Hill City, 28.95; City Of Rapid City -Water, 23,634.92; City Of Rapid City -Water, 179.96; City Of Rapid City -Water, 3,529.39; City Of Wall, 182.50; Copper Ridge Phase 2 LLC, 7,999.65; Custer Gas, 108.29; Driftwood Estates, 594.00; Eagle Ridge Apartments I, 2,198.00; Executive Mgmt Fin Office, 108.75; First Focus Property Management LLC, 2,050.00; First Interstate Bank, 3,215.18; First Interstate Bank, 1,060.00; First Interstate Bank, 282.90; First Interstate Bank, 107.17; First Interstate Bank, 132.55; First Interstate Bank, 74.93; Foothills East Apartments, 3,435.00; Forest Ridge Properties LLC, 3,000.00; Global Tel'link, 17.17; Golden West Companies, 79.95; GPH Properties LLC, 2,670.00; Haar Group LLC, 2,725.00; Happy Holiday RV Resort, 2,780.00; Hills Properties, 660.00; Johnsen Nelson Stacey, 21,450.00; LBJ Properties LLC, 590.00; Lowe's, 346.88; Maher William J, 5,445.00; Matkins Christine A, 3,875.00; Midcontinent Communications, 1,034.82; Midcontinent Communications, 3,670.83; Midcontinent Communications, 1,752.43; Montana Dakota Utilities, 14,017.61; Montana Dakota Utilities, 3,739.88; Montana Dakota Utilities, 3,964.55; OHana Properties, 3,950.00; Ossenfort Scott, 9,000.00; Paradis Inc, 3,200.00; Pennington County Housing & Redevelopment, 9,540.00; Pesicka Michael R, 725.00; Pioneer Bank & Trust, 7,509.29; Pioneer Bank & Trust, 3,373.73; Pioneer Bank & Trust, 5,867.33; Pioneer Bank & Trust, 3,501.76; Pioneer Bank & Trust, 2,127.68; Premier Real Estate Mgmt LLC, 2,275.00; Rainbow Gas Company, 12,170.50; Reliance Telephone Inc, 30.45; Reliance Telephone Inc, 23.52; Sundial Square Apartments, 9,425.19; The Nest Hotel, 220.00; Vast Broadband, 120.55; Vast Broadband, 1,463.23; Vast Broadband, 297.63; VB Rapid Creek, 4,130.00; Verizon Connect NWF Inc, 32.38; Verizon Wireless, 673.10; Verizon Wireless, 676.50; Verizon Wireless, 823.25; Wellmark, 391,274.97; West River Electric, 2,497.57; Whisper Rock Apartments, 2,520.00.

**EXECUTIVE SESSION – SDCL 1-25-2**

MOVED by Lasseter and seconded by Drewes to go into Executive Session pursuant to SDCL 1-25-2(3) for contractual/pending litigation. Vote: Unanimous. The Board remained in Executive

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of April 5, 2022

Session from 2:25 p.m. until 2:32 p.m. MOVED by Lasseter and seconded by Drewes to come out of Executive Session. Vote: Unanimous.

MOVED by Lasseter and seconded by Drewes to authorize the Chair's signature on the encroachment agreement between Michael & Angela Holmberg and Pennington County. Vote: Unanimous.

**PAYROLL**

Commissioners, 11,128.91; Elections, 7,412.00; Auditor, 13,383.26; Treasurer, 38,325.55; State's Attorney, 148,728.90; Public Defender, 84,540.28; Buildings & Grounds, 71,986.80; Equalization, 41,772.12; Register of Deeds, 13,393.60; IT, 28,965.22; Human Resources, 7,879.22; Sheriff, 291,184.02; Jail, 374,182.39; JSC, 120,750.50; JSC Juvenile Alternative, 5,736.99; CCADP, 115,255.30; Economic Assistance, 34,592.15; Extension, 1,475.20; Natural Resources, 5,537.60; Pest Control, 4,562.40; Planning & Zoning, 17,558.83; Road & Bridge, 108,041.09; Fire Administration, 3,992.00; Dispatch, 110,254.57; Emergency Management, 5,532.00; 24-7 Program, 9,085.81; MacArthur Safety & Justice, 9,783.41.

**PAYROLL**

Commissioners, 11,128.93; Elections, 7,411.99; Auditor, 13,383.25; Treasurer, 39,444.72; State's Attorney, 144,728.71; Public Defender, 85,689.24; Buildings & Grounds, 72,080.03; Equalization, 39,470.27; Register of Deeds, 13,393.60; IT, 29,463.35; Human Resources, 7,879.21; Sheriff, 290,625.87; Jail, 372,469.90; JSC, 120,264.95; JSC Juvenile Alternative, 7,172.38; CCADP, 110,903.86; Economic Assistance, 34,764.83; Extension, 1,475.20; Natural Resources, 5,537.60; Pest Control, 4,562.40; Planning & Zoning, 17,508.65; Road & Bridge, 102,602.99; Fire Administration, 3,992.01; Dispatch, 108,940.96; Emergency Management, 5,532.00; 24-7 Program, 8,774.21; MacArthur Safety & Justice, 9,561.92.

**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 March 29, 2022: Total balances of checking/savings accounts 44,863,340.81; Total balance of Treasurer's Office safe cash, 18,000.00; Wells Fargo Securities Investments, 2,981,640.56; Total Prime Value Investment, 14,566,894.81; Total petty cash, 17,090.00; Total Cash Items, 1,657.65; Total long/short, (337.86); Total, 62,448,285.97. Submitted by Lori Wessel, Deputy Auditor.

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

24/7: Effective 04/03/2022: Matthew Bowman, \$17.54.

Buildings & Grounds: Effective 04/04/2022: Jason Raye, \$17.54.

CCADP: Effective 03/20/2022: Amber Kirkpatrick, \$17.10. Effective 04/03/2022: Nicholas Kochutin, \$18.84.

Highway: Effective 04/04/2022: William Huggins, \$15.58; Caitlin Mattson, \$14.86; Barbara Salyers, \$15.23. Effective 04/18/2022: Curtis Southwick, \$14.02.

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
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Jail: Effective 03/20/2022: Anthony Rayner, \$16.67. Effective 04/03/2022: Skye Row, \$17.10; Isaac Broussard, \$23.74.

Sheriff: Effective 03/07/2022: Matthew Scharn, \$26.16.

States Attorney: Effective 04/17/2022: Jeanne Mann, \$21.72.

Treasurer: Effective 03/23/2022: Matthew Plooster, \$18.66.

**ADJOURN**

MOVED by Lasseter and seconded by Drewes to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 2:33 p.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of \_\_\_\_\_.

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