

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of November 21, 2023

The Pennington County Board of Commissioners met at 9:01 a.m. on Tuesday, November 21, 2023, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Lloyd LaCroix called the meeting to order with the following Commissioners present: Gary Drewes, Deb Hadcock, Travis Lasseter and Ron Rossknecht.

REVIEW AND APPROVE AGENDA

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

CONSENT AGENDA ITEMS

MOVED by Drewes and seconded by Rossknecht to approve the Consent Agenda as presented with the removal of Item 6. Vote: Unanimous.

5. Minutes of the regular meeting – November 7, 2023
6. Removed for separate consideration.
7. To approve the 2023 Sunset Ranch Road District Agreement.
8. To approve the 2024 Scenic Township Maintenance and Snow Removal Agreement.
9. Recognize and thank the volunteers for the month of October 2023.
10. To reappoint Heather Funk as Pennington County Veterans Service Officer through the first Monday in January 2028 per SDCL § 33A-1-22.

End of Consent Agenda Items

6. MOVED by Lasseter and seconded by Hadcock to authorize Buildings & Grounds to advertise for bids to replace the roof on the Juvenile Services Center. Vote: Unanimous.

ITEMS FROM BUILDING COMMITTEE

A. RECOMMENDATION – HIGHWAY AND JUVENILE DEPARTMENT DRAINAGE – REQUEST TO BID: Informational only.

B. RECOMMENDATION - JAIL INFRASTRUCTURE AND TOWER PROJECT DESIGN SERVICES AGREEMENT: Informational only.

ITEMS FROM AUDITOR

A. LIQUOR LICENSES PUBLIC HEARING(S) - RENEWAL OF RETAIL (ON SALE) LIQUOR WITH SUNDAY SALES - RENEWAL OF RETAIL (ON-OFF SALE) WINE & CIDER LICENSES: MOVED by Rossknecht and seconded by Drewes to approve the renewal of the Retail (on sale) Liquor with Sunday Sales for The Gaslight and release upon payment of appropriate property taxes. Vote: Unanimous.

MOVED by Rossknecht and seconded by Drewes to approve the renewal of the Retail (on-off sale) Wine & Cider Licenses for High Country Guest Ranch and Larsson’s Crooked Creek Resort and release upon payment of appropriate property taxes. Vote: Unanimous.

B. 9:15 A.M. PUBLIC HEARING - BUDGET SUPPLEMENT RESOLUTION SP23-001: MOVED by Drewes and seconded by Rossknecht to approve Budget Supplement Resolution

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SP23-001 as presented. Vote: The motion carried 3-2 on a roll call: Drewes – yes; Hadcock – no; Lasseter – no; Rossknecht – yes; LaCroix – yes.

**RESOLUTION
BUDGET SUPPLEMENT SP23-001**

WHEREAS, it is necessary to supplement the 2023 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 21st day of November, 2023, 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:

General Fund Budgets from current year revenue to		
Health & Human Services 101-0411	\$	100,000.00
Pivot Point 101-0446	\$	175,000.00
Natural Resources 101-0615	\$	15,000.00
General Fund Budgets from assigned fund balance to		
Radio Tower 101-0229	\$	330,000.00
Fire 101-0271	\$	500,000.00
General Fund Budgets from unassigned fund balance to		
Court Administration 101-0130	\$	120,000.00
Human Resources 101-0172	\$	34,000.00
Law Enforcement 101-0211	\$	120,000.00
Fire 101-0271	\$	500,000.00
Pivot Point 101-0446	\$	20,000.00
General Fund Budget from restricted fund balance to		
Health & Human Services 101-0411	\$	89,874.00
Opioid 101-0443	\$	5,000.00
Road & Bridge Budget from assigned fund balance to		
201-0311	\$	662,360.00
Road & Bridge Budget from current year revenue to		
201-0311	\$	2,037,640.00

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Fire Budget from restricted fund balance to 211-0271	\$ 34,558.00
Title III Budget from restricted fund balance to 216-0616	\$ 3,510.38
E911 Budget from restricted fund balance to 222-0295	\$ 100,000.00
Accumulated Building Budgets from restricted fund balance to	
Public Safety Building Security 233-2211	\$ 33,898.00
Courthouse Tunnel Replacement 233-2212	\$ 47,324.00
Courthouse 3rd Floor Buildout 233-2213	\$ 357,301.00
Capital Improvement 233-0160	\$ 262,039.00
Bonds Interest 233-0820	\$ 1,183,000.00
TIF #4 Fund, TIF #4 Budget to 251-0720	\$ 525,000.00
TIF #6 Fund, TIF #6 Budget to 252-0712	\$ 1,400.00
State & Local Recovery Budget from restricted fund balance to 290-0141	\$ 30,000.00
Capital Project Budget from restricted fund balance to	
Crisis Stabilization 303-1611	\$ 117,496.19
First Interstate Bank 303-1614	\$ 5,029,000.00
Concourse 303-1613	\$ 388,171.00

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 21st day of November, 2023.

/s/ Lloyd LaCroix, Chair
Pennington County Board of Commissioners

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ATTEST: (SEAL)

/s/ Cindy Mohler, Auditor

ITEMS FROM HIGHWAY DEPARTMENT

A. **PROFESSIONAL SERVICES AGREEMENT – 2023 BRIDGE REHABILITATION CONSTRUCTION ADMINISTRATION:** MOVED by Hadcock and seconded by Lasseter to approve Professional Services Agreement #2203-00206 with KLJ Engineering, LLC for the construction administration for bridges 52-308-298, 52-316-317 and 52-460-329. Vote: Unanimous.

B. **RIGHT-OF-WAY AND UTILITIES CERTIFICATES – 2024 BIG GRANT APPLICATION BRIDGES:** MOVED by Hadcock and seconded by Lasseter to approve Right-of-Way and Utility Certificates for bridges 52-310-306, 52-314-432, 52-318-318, 52-319-268, 52-320-312, and 52-457-406. Vote: Unanimous.

MOVED by Lasseter and seconded by Drewes to approve Utilities Certificates for 52-511-280 and 52-512-280. Vote: Unanimous.

C. **DUST ABATEMENT POLICY:** MOVED by Rossknecht and seconded by Hadcock to approve the amendment to the Dust Abatement Policy. Vote: Unanimous.

APPROVAL OF VOUCHERS: 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 \$8,243,946.78. Vote: Unanimous.

4imprint, 618.00; 605 Therapy LLC, 2,900.00; A & B Business Inc, 11,126.39; A & B Welding Supply Co, 1,569.36; A To Z Shredding, 981.74; Accusource Hr, 376.49; Acute Care Surgery Of South Dakota, 38.71; Adams-Isc, 426.82; Adaptamed, LLC, 1,754.00; Advanced Auto Glass LLC, 275.00; Advanced Drug Testing Inc, 203.00; Al Cornella Refrigeration, 1,931.12; Alcohol Monitoring Systems Inc, 960.00; Allison, Elizabeth A., 662.50; Allstate Peterbilt Group, 655.38; Alternative Hr LLC, 38.75; Amazon.Com Services, 271.89; American Bedding Inc, 6,048.92; American Engineering Testing Inc, 1,743.15; American Floor Mats, 554.74; Amick Sound Inc, 802.88; Anker Law Group Pc, 3,848.99; Apex Software, 3,025.00; AT&T Mobility, 684.69; AT&T Mobility, 146.30; AT&T Mobility, 43.23; Audra Hill Consulting Inc, 12,704.84; Auto Body Specialties Inc, 35.02; Avi Systems Inc, 60.00; Avid4 Engineering Inc, 7,276.17; B-1 Development, Inc, 201,221.31; Badlands Automotive, 19.92; Balco Uniform Co Inc, 13,923.14; Banks, Bridgette R, 2,195.20; Bargain Barn Tire Center, 1,404.14; Barnier Law Office Pc, 5,064.60; Beard Dustin, 100.00; Beardsley Peggy, 600.00; Behrens-Wilson Funeral Home, 1,910.00; Benson, Teresa L, 3,219.95; Bertolotto Connie, 383.84; Best Western Ramkota Inn, 2,388.98; BH Chemical Company Inc, 23,048.06; BH Energy, 73,110.53; BH Energy, 1,006.10; BH Flooring, 17,311.65; BH Funeral Home & Cremation Service Inc, 2,001.05; BH Neuropsychology LLC, 1,650.00; BH Obstetrics & Gynecology LLC, 744.02; BH Overhead Doors, 389.78; BH Urgent Care LLC, 1,755.00; BH Wilbert Vault, 1,200.00; BH Works Inc, 598.00; Bi Inc, 11,196.25; Bierschbach Equipment And Supply Co Inc, 50.88; Bio-One Of South Dakota, 75.00; Birmingham & Cwach Law Offices PLLC, 655.30; Black Creek Integrated

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Systems Corp, 3,227.41; Bluepeak, 780.96; Bluepeak, 119.94; Bob Barker Company Inc, 2,739.04; Bobs Auto Glass LLC, 745.95; Boden Photography LLC, 375.00; Briarwood Products LLC, 256.20; Buehler Holly, 425.18; Burnette David, 100.00; Butler Machinery Company, 552.47; Cameron, George R, 82.20; Castleberry, James D, 2,992.66; Cat's Cleaning, 50.00; Cdw Government Inc, 86,098.34; Central States Fair Inc, 52,370.00; Charm-Tex Inc, 2,203.30; Chris Supply Co Inc, 569.81; City Of Box Elder, 173.10; City Of Rapid City -Water, 606.03; City Of Rapid City -Water, 21,483.54; City Of Rapid City, 43,170.73; Clark Printing, 1,285.56; Clayborne, Deanna K, 1,394.65; Climate Control Systems And Service LLC, 18,798.26; Cline, Jean M, 2,936.00; Clinical Laboratory Of The Black Hills, 34,110.00; Colbath & Sperlich Pc, 24,482.90; Combined Public Communications, 36,178.36; Comfort Inn & Suites, 1,140.00; Complete Health, 27,500.00; Concept Seating Division, 302.75; Connections Inc Eap, 1,168.65; Contractors Insulation And Drywall Supply, 2,882.43; Contractors Supply Inc, 488.40; Cooks Correctional, 174.85; Co-Op Architecture, 12,325.00; Copy Country, 211.00; Coremr Lc, 1,042.50; Corr Construction Service, 384,995.09; Correct Rx Pharmacy Services Inc, 71,115.88; Cosmic Property Management, 510.00; Country Inn & Suites, 750.00; County Of Adams, 75.00; Crescent Electric Supply, 3,766.46; Crossman Andrea, 60.18; Crum Electric Supply, 957.07; Ct Chemicals LLC, 108.00; Culligan Water, 91.00; Dakota Battery & Electric, 653.60; Dakota Business Center, 553.14; Dakota Fluid Power Inc, 1,549.62; Dakota Plains Legal Services Inc, 40,305.00; Dakota Radiology Pet/Ct & Mri, 841.88; Dakota Supply Group Inc, 342.54; Dakota Traffic Services LLC, 11,496.00; Delaware County, 21.00; Dennis Supply - RC, 807.18; Diamond Vogel Paint Center, 541.77; Djwebbie LLC, 1,575.00; Dmc Wear Parts, 14,639.00; Drakontas LLC, 4,950.00; Duffy Law Firm, Prof. LLC, 10,146.60; Election Systems & Software LLC, 8,068.62; Enzminger Kristyn, 31.11; Evergreen Office Products, 1,975.15; Executive Mgmt Fin Office, 1,383.86; Exhaust Pros, 405.00; Extreme Foundation Repair, 9,435.00; Farmer Brothers Coffee, 587.40; Fastenal Company, 7,714.23; Federal Express, 90.55; Ferguson Enterprises Inc #226, 673.01; First Interstate Bank, 2,848.71; First Interstate Bank, 218.48; First Interstate Bank, 7,606.81; First Interstate Bank, 520.65; First Interstate Bank, 142.03; First Interstate Bank, 8,117.07; First Interstate Bank, 3,861.00; First Interstate Bank, 905.95; First Interstate Bank, 217.70; First Interstate Bank, 74.05; First Interstate Bank, 44.97; First Interstate Bank, 2,590.83; First Interstate Bank, 1,072.73; First Interstate Bank, 218.98; First Interstate Bank, 1,143.72; Floyd's Truck Center, 7,738.26; Four Points By Sheraton, 199.90; Fox Law Firm PLLC, 387.89; Fredericksen Jacob, 500.00; Fresh Start Carpet Care, 8,948.80; Frontier Auto Glass, 334.04; G & H Distributing - RC, 117.78; Gerbracht Christie, 400.00; Godfrey Brake Service And Supply Inc, 3,504.02; Goetz Mike, 350.00; Golden West Companies, 1,032.54; Gomez Victor, 200.00; Governor's Inn, 462.00; Grainger, 1,027.66; Great Western Tire Inc, 9,928.25; Grey & Eisenbraun Law, Prof LLC, 1,464.60; Grimm's Pump Service Inc, 1,493.53; Grossenburg Implement, 292.22; Groundbreaking Construction LLC, 22,430.00; Haas, Christopher K, 120.00; Hainesway Apartment, 878.00; Hainesway Apartment, 360.00; Hammond Roxanne, 1,094.02; Harms Oil Company, 52,010.40; Harrington Tera, 56.00; Harris, Betsey, 12,663.20; Harveys Lock Shop, 197.50; Heartland Heights Apartments, 400.00; Heathershaw Anita, 424.17; Highway Improvement Inc, 146,030.00; Hill City Public Library, 15,311.50; Hills Tire & Supply Inc, 4,624.00; Hillyard/Sioux Falls, 3,927.94; Holiday Inn Express, 218.00; Holiday Inn-City Centre, 128.00; Holiday Stationstores LLC, 19.50; Homeslice Media Group LLC, 9,000.00; Horwath Laundry Equipment, 128.00;

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Howe Greta G, 100.00; Huether Marcia M, 175.01; Humane Society Of The Black Hills, 4,166.67; Iaa0, 240.00; Iaed, 46.50; Image All LLC, 136.00; Indoff Inc, 830.90; Industrial Organizational Solutions Inc, 50.00; Interstate All Battery Center, 315.90; Interstate Batteries, 427.90; Intoximeters Inc, 600.00; Island Kaycee, 26.00; J & J Asphalt Co, 7,774.76; Jantech LLC, 937.50; Jenner Equipment Co, 84,095.27; Jj's Engraving & Sales, 92.00; Johnson Controls Inc, 24,779.33; Johnson, Kimberly K, 961.05; Johnstone Supply, 22.60; K & D Appliance Service, 380.00; Karley Kevin, 28.00; Katterhagen Mark, 72.00; Keeney Dalen, 100.00; Kennedy Pier Loftus & Reynolds LLP, 192.60; Keys Darryl, 463.98; Keystone City Hall, 5,165.00; Kieffer Sanitation/A Waste Management Co, 5,351.42; Kieffer Sanitation/A Waste Management Co, 265.40; Kiewel Dayna, 26.00; Kimball Midwest, 390.86; Kinkade Funeral Chapel, 1,910.00; Kirk Funeral Home, 11,460.00; Kirkpatrick Amber, 400.00; Kirschenmann, Kevin E, 540.00; Klj Engineering LLC, 37,447.63; Knecht Home Center Inc, 2,297.98; Kone Inc, 1,212.24; Konica Minolta Premier Finance, 156.19; Ktm Design Solutions Inc., 1,114.80; Laboratory Corporation Of America Holdings, 50.60; Laca Equipment, 2,224.50; Lacroix Heather M, 200.94; Lakota National Invitational, 500.00; Lands' End Business Outfitters, 364.73; Language Line Services, 183.05; Larson Valerie J, 60.00; Lasseter, Weldon Travis, 612.00; Lewis & Clark Behavioral Health Services, 639.00; Lewno Lucille M, 462.01; Liberty Chrysler Center, 1,611.75; Lifeways Inc, 375.00; Lift Pro Equipment Co Inc, 5,800.00; Lincoln County Auditor, 348.50; Lingo Communications, LLC, 85.70; Linstrom Dustin, 68.00; Lore Tonya, 400.00; Love, Todd A, 8,049.82; Low Voltage Integrators, 7,925.55; Lowe Roofing Incorporated, 178.57; Lowe's, 74.64; Lutheran Social Services Of Sd, 81,910.41; Lynn Jackson Schultz & Lebrun Pc, 8,592.10; M&M Sales LLC, 100.00; Manlove Psychiatric Group, 11,875.00; Marco Inc, 7,903.40; Marco Inc, 8,093.80; Maruska, Kayla L, 39.20; Mason Thad, 500.00; Masters Custom Design Embroidery, 173.70; Matco Tools, 260.00; Matheson Tri-Gas Inc, 225.86; Mccoy Select, 1,125.00; Mcduff Walter, 193.80; Mcgas Propane LLC, 2,628.66; MCGowan, Wendy T, 2,043.70; Mci Service Parts Inc, 2,940.16; Mckesson Medical-Surgical Government Solutions LLC, 1,540.14; Mckie Ford Inc, 199.47; Medical Waste Transport Inc, 687.90; Medical Waste Transport Inc, 822.00; Medline Industries Inc, 3,817.84; Menards, 641.40; Mg Oil Company, 11,179.60; Midcontinent Communications, 2,710.93; Midcontinent Communications, 2,596.20; Midwest Marketing LLC, 290.00; Midwest Wellness Institute, PLLC, 4,900.00; Miller Jeremy, 181.64; Miller Joseph, 222.00; Moduform Inc, 2,280.11; Mohler Cindy, 219.80; Montana Dakota Utilities, 6,269.45; Monument Health Home Plus Pharmacy, 613.89; Monument Health Rapid City Hospital Inc., 39,944.58; Monument Health Reference Laboratory, 5,903.12; Morford Tina, 115.00; Morsching Kim, 256.78; Moyle Petroleum, 16,647.53; Mt Rushmore Telephone Co, 50.38; Munsch Casey, 72.16; Myplace - Fort Pierre, 400.00; National Institute For Jail Operations, 11,871.00; Nelson Jacquelyn R, 990.00; Nelson Law, 3,505.75; Nelson's Oil & Gas Inc, 465.47; Noble Corey, 56.00; Nohr, Linda J, 1,750.00; Nolan Deanna, 400.00; North Central International Of Rapid City Inc, 780.08; North Central Supply Inc, 470.00; Northern Truck Equipment, 3,132.98; Northwest Pipe Fitting Inc, 3,005.38; Norton, Mikayla, 630.00; Notable Corporation, 1,266.05; Nsg Logistics LLC, 58,536.48; O'day, Valarie, 322.35; Office Depot, 647.44; Olson Stephanie, 28.00; Onsite First Aid, 80.65; O'reilly Auto Parts, 131.50; Osheim & Schmidt Funeral Home, 1,910.00; Otis Elevator Co, 1,668.75; Overhead Door Of Rapid City, 347.92; Pacific Steel & Recycling, 1,345.61; Park Dietz & Associates Inc, 3,795.00; Parker Apartments, 740.00; Parr Law Pc, 599.20;

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Partson LLC, 4,231.98; Pederson Law Office LLC, 1,179.83; Pengad Inc, 185.25; Penn Co Equalization Petty Cash, 48.20; Penn Co Health & Human Sv Petty Cash, 1,065.91; Penn Co Highway Petty Cash, 540.97; Penn Co Jail Petty Cash, 1,620.00; Penn Co Search & Rescue, 18,000.00; Penn Co Sheriff Petty Cash, 1,034.00; Penn Co States Atty Petty Cash, 182.00; Pennington County Courant, 928.53; Pennington County Housing & Redevelopment, 100.00; Pharmchem Inc, 351.45; Phoenix Investigations, 1,408.89; Phoenix Supply LLC, 628.96; Phtools LLC, 92.25; Pine Lawn Memorial Park Inc, 2,100.00; Pink Cabin LLC, 665.92; Pioneer Bank & Trust, 4,026.09; Pioneer Bank & Trust, 6,371.33; Pioneer Bank & Trust, 4,401.31; Pitney Bowes Inc, 714.08; Pomp's Tire Service, 4,948.66; Powell, Michael, 510.00; Power House, 549.87; Prairie Auto Parts Inc, 163.95; Pratt, Linda, 900.00; Precision Eyecare Pc, 549.06; Pressure Services Inc, 635.50; Print Mark-Et, 590.00; Professional Development Academy, LLC, 1,995.00; Quill Corporation, 498.48; Race Wheels, 600.00; Radiology Associates Professional LLC, 1,331.11; Radke Eric, 122.00; Raftery Rachael, 100.00; Rainbow Gas Company, 2,306.35; Rapid Collision, 3,725.00; Rapid Delivery Inc, 109.20; Rapid Fire Protection Inc, 865.99; Rapid Refrigeration LLC, 1,116.96; Rapid Rooter, 160.00; Rapid Valley Sanitary District, 80.73; RC Area School Dist 51-4, 6,089.79; RC Emergency Services Pa, 3,914.05; RC Journal - Advertising, 3,906.44; RC Journal - Subscription, 99.00; RC Medical Center LLC, 284.59; RC Police Dept-Evidence, 11,990.00; RC Public Library, 223,880.00; RC Window & Glass, 8,147.35; Rdo Equipment Co, 20,022.75; Record Storage Solutions, 297.17; Reese Thomas, 28.00; Reliance Telephone Inc, 9.25; Renner & Associates, LLC, 3,382.00; Rensch Law Office, 4,954.93; Rice Ralph, 68.00; Riter Dawn, 350.00; Rochester Armored Car Company Inc, 421.68; Rose Patrick, 478.96; Runnings Supply Inc, 2,249.64; Safe Life Defense LLC, 334.28; Sand Scripts, 92.60; Sanford Medical Occupational Medicine, 1,120.00; Sargent Lori, 350.00; Sargent Matt, 75.00; Scenic Township, 2,897.50; Schaefer, Dean, 234.00; Scotts Bluff Cnty Sheriff, 6.00; Scovel Psychological, 6,645.00; SD Association Of Extension 4-H Educators, 120.00; SD Dept Of Health, 5,598.00; SD Dept Of Labor, 2,760.00; SD Dept Of Public Safety, 336.00; SD Dept Of Revenue, 12,176.39; SD Dept. Of Military, 1,805.00; SD One Call Board, 40.95; SD Wildland Fire, 34,557.48; Sdaao, 1,425.00; Sdacc, 400.00; Sdaco, 8,209.20; Sdn Communications, 4,017.29; Sdsu Extension, 40.10; Seco Construction Inc, 93,065.00; Seifert, Mary Rae, 2,745.00; Selby Kailey, 68.00; Servall Uniform/Linen Co, 2,715.10; Sherwin Williams Paints, 288.83; Siglin Olivia, 247.47; Signs Now, 921.79; Silver Star Septic LLC, 400.00; Simon Contractors Of South Dakota Inc, 106,031.38; Simon Samantha, 56.00; Simpliverified, LLC, 481.00; Sioux Falls Sheraton, 2,261.00; Sitzes Scott, 199.67; Smith Sean, 188.00; Solemate Shoes And Uniform Center, 990.79; Southern Folger Contracting, 61,978.00; Southern Hills Publishing, 593.38; Speck, Jody H, 1,829.70; Spizzirri Press Inc, 160.00; Stan Houston Equipment, 338.90; Stephens, Matthew T, 9,651.00; Street Image Truck & Auto Accessories, 289.99; Streicher's, 546.22; Stryker Medical, 180.96; Sturdevant's Auto Parts, 200.99; Sturdevants Auto Value, 5,077.97; Sturgis Responder Supply LLC, 283.92; Suckow Kimberly, 46.92; Summit Fire Protection, 216.00; Summit Signs & Supply Inc, 189.00; Sundial Square Apartments, 947.00; Super Clean Tunnel Wash, 246.00; Survival Armor Inc, 6,606.60; Swanson Dds Pc Erik T, 1,250.00; Talkpoint Technologies Inc, 74.45; Tessco Incorporated, 1,930.46; Tex's Jack Repair & Welding, 311.14; The Law Office Of Kyle Krause, Prof LLC, 9,180.60; The Little Print Shop Inc, 31.96; The Lodge At Deadwood, 470.00; The Medicine Shoppe, 36.34; Theunissen Jason, 60.73; Thompson, Lori,

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273.75; Thomson Reuters-West, 4,434.25; Thurman, Creighton, 232.12; Time Equipment Rental & Sales, 3,640.47; Tines Colton, 68.00; Titan Machinery, 1,131.45; Tkrs Properties LLC, 2,981.86; Tophat Tinting Inc, 902.92; Tout Advertising, LLC, 727.60; Transource Truck & Equipment Inc, 280.97; Trinity Services Group Inc, 151,111.32; Tritech Software Systems, 101.04; Tru Green LP, 2,810.89; Tsp, 62,502.50; Twisted Shears LLC, 405.00; Ups Store #3912, 53.57; Us Bank Na Fees, 2,975.00; Us Bank Na, 4,530,280.94; Usd-Center For Disabilities, 150.00; Usic Locating Services, 1,283.00; Usps-Poc 8100669, 8,527.08; Vanway Trophy & Awards, 688.84; Vemco, 41,587.98; Verizon Connect Inc, 34.90; Verizon Wireless, 126.94; Verizon Wireless, 377.37; Video Service Of America, 177.53; Vlieger Tom, 112.20; Vliem Emmet, 400.00; Waddell Rachel, 214.54; Waeckerle Law, Prof LLC, 3,090.00; Wall Building Center & Construction, 8.59; Wall Community Library, 9,080.50; Walsh Polygraph LLC, 7,210.50; Warne Chemical & Equipment Co Inc, 2,325.00; Waseca County, 75.00; Watertree Inc, 1,243.30; Weichmann, Cynthia M, 178.70; Wellmark, 274,604.31; Wells Fargo Financial Leasing Inc, 126.35; West River Anesthesiology Consultants Pc, 469.20; West River Electric, 1,749.92; West River Funeral Directors LLC, 1,910.00; Western Communication Inc, 3,848.86; Western Mailers, 3,412.26; Western States Fire, 4,930.00; Western Stationers, 2,451.15; Wex Bank, 8,152.55; Wex Bank, 71.14; Wex Bank, 455.64; Wex Bank, 1,330.57; Wex Bank, 970.39; Wex Bank, 1,145.46; Wex Bank, 400.53; Whelchel Amanda, 400.00; Whisler Bearing Co, 13.86; Wichita Engineering Co, 8,562.32; Wiechmann Larry D, 100.00; Wild West Screen Printing, 52.50; Williams Nicole, 175.00; Winner Police Dept, 456.00; Winter Law Office Pc, 25,328.00; Witt Matthew Mckenzie, 720.00; Wolf Jakob, 68.00; Wolf, Ione, 565.25; Woods Casey, 350.00; Yankton County Treasurer, 372.90; Youngberg Law, Prof LLC, 214.00; Z & S Dust Control System, 2,843.75; Zimney, Maureen A, 300.00; Zmc LLC, 8,318.33.

ITEMS FROM THE PUBLIC: Bill and Joan Clements, Tina Mulally, Tonchi Weaver – Central States Fair weapon restrictions.

MOVED by Rossknecht and seconded by Drewes to recess until 10:30 a.m. Vote: Unanimous.

ITEMS FROM PLANNING & ZONING

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

A. VARIANCE / VA 23-15: Jeffrey and Mary Marrs. To allow more than forty (40) dwelling units on a dead-end road system in a Suburban Residential District in accordance with the Pennington County Zoning Ordinance.

W1/2E1/2SW1/4, Section 32, T1N, R7E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by Hadcock to deny Variance / VA 23-15 without prejudice. 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.

PLANNING & ZONING CONSENT AGENDA ITEMS

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

B. PLANNED UNIT DEVELOPMENT REVIEW / PUR 04-08: 6S Properties, LLC. To review a Planned Unit Development that allows up to five (5) residential lots and a neighborhood commercial area in accordance with the Pennington County Zoning Ordinance.

The unplatted portion of SE1/4 south of Highway 44, Section 11, T1N, R6E, BHM, Pennington County, South Dakota.

Approve PUR 04-08 with eight (8) conditions (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office).

C. PLANNED UNIT DEVELOPMENT REVIEW / PUR 09-02: Salvation Army. To review the Salvation Army Camp Planned Unit Development in accordance with the Pennington County Zoning Ordinance.

Lot B of Lot 1 of Lot C of Lot 8 of Lot E; Lot 2 of Lot C of Lot 8 of Lot E; and the unplatted portion of Lot C of Lot 8 of Lot E, Big Bend Placer MS 1442, Section 8, T1N, R6E, BHM, Pennington County, South Dakota.

Approve PUR 09-02 with twenty (20) conditions (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office).

D. MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT REVIEW / PUR 18-06: Catherine Sopinski. To review an existing Planned Unit Development to allow the single-family residence to be used as a Vacation Home Rental on the subject property in accordance with the Pennington County Zoning Ordinance.

Lot 1, Block 1, The Reserve at Remington Ranch, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

To end Major Planned Unit Amendment Development Review / PUR 18-06 with the Applicant's concurrence.

E. MAJOR PLANNED UNIT DEVELOPMENT OVERLAY AMENDMENT REVIEW / PUR 23-02: Katie Smirnova and Brett Walfish. To review an existing Planned Unit Development Overlay to allow a Specialty Resort in accordance with the Pennington County Zoning Ordinance.

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Lot C2, Brassfield Subdivision, Section 28, T1S, R6E, BHM, Pennington County, South Dakota.

Approve PUR 23-02 with thirty (30) conditions (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office).

F. MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT REVIEW / PUR 19-06: Rockerville Gold Town, LLC, Pat Hall. To review an amendment to an existing Planned Unit Development to allow for townhomes, apartments, and commercial businesses in accordance with the Pennington County Zoning Ordinance.

W1/2SE1/4SE1/4 South of Hwy 16 Westboundless Lot A, Less Lot 1, and Less ROW; E1/2SE1/4SE1/4 South of Hwy 16 Westbound Less ROW; and That Part of the SW1/4SW1/4 lying S of Hwy 16 and W of CO RD; and Lots 6-15, Lot 17, Tract B-1 and Tract B-2; and Common Lot B of Rockerville Ghost Town Subdivision, Sections 13 and 14, T1S, R6E, BHM, Pennington County, South Dakota.

Approve PUR 19-06 with twenty-three (23) conditions (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office).

UNCONTESTED HEARING(S)

MOVED by Drewes and seconded by Lasseter to combine Items G and H for discussion purposes and to vote on Items G and H separately. Vote: Unanimous.

G. PUBLIC HEARING OF COMPREHENSIVE PLAN AMENDMENT / CA 23-11: Pactola Heights. To amend the Comprehensive Plan to change the Future Land Use from Rural Residential District to Low Density Residential District in accordance with the Pennington County Zoning Ordinance.

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21 of Block 1; Lot W of Block 1; and Lots 1, 2, 3, 4, 5 and 6 of Block 2, and all located in Pactola Heights Subdivision, Section 28, T2N, R5E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Drewes to continue Comprehensive Plan Amendment / CA 23-11 to the December 5, 2023 meeting, as a Variance has been submitted for the Well Lot. Vote: Unanimous.

H. PUBLIC HEARING OF REZONE / RZ 23-16: Pactola Heights. To rezone from Rural Residential District to Low Density Residential District in accordance with the Pennington County Zoning Ordinance.

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Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21 of Block 1; Lot W of Block 1; and Lots 1, 2, 3, 4, 5 and 6 of Block 2, and all located in Pactola Heights Subdivision, Section 28, T2N, R5E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by Lasseter to continue Rezone / RZ 23-16 to the December 5, 2023 meeting, as a Variance has been submitted for the Well Lot. Vote: Unanimous.

CONTESTED HEARING(S)

I. ROAD CONSTRUCTION WITHIN A SECTION LINE RIGHT-OF-WAY / CS 23-05: Paul and Virgene Gavic. To construct a road within the Section Line Right-of-Way between Sections 25 and 36, T1S, R3E to provide access to property located in Section 26, T1S, R3E, BHM, Pennington County, South Dakota.

SW1/4SW1/4 of Section 25, T1S, R3E and N1/2NW1/4 Less Right-of-Way of Section 36, T1S, R3E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Drewes to approve Road Construction in Section Line Right-of-Way / CS 23-05 with seven (7) conditions. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office)

J. (HIGHWAY) EXCEPTION REQUEST TO ORDINANCE 14 / ER 09-28-23-1: Paul and Virgene Gavic. MOVED by Rossknecht and seconded by Drewes to approve ER 09-28-23-1 with two (2) conditions as this is a private driveway crossing a Section Line. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office)

K. ROAD CONSTRUCTION WITHIN A SECTION LINE RIGHT-OF-WAY / CS 23-06: Paul and Virgene Gavic. To construct a road within the Section Line Right-of-Way between Sections 25 and 26, T1S, R3E to provide access to property located in Section 26, T1S, R3E, BHM, Pennington County, South Dakota.

SW1/4SW1/4 of Section 25, T1S, R3E and SE1/4SW1/4; SW1/4SE1/4; SE1/4SE1/4 of Section 26, T1S, R3E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by Hadcock to approve Road Construction in Section Line Right-of-Way / CS 23-06 with seven (7) conditions. Vote: Unanimous. (Full conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office)

L. (HIGHWAY) EXCEPTION REQUEST TO ORDINANCE 14 / ER 09-28-23-2: Paul and Virgene Gavic. MOVED by Hadcock and seconded by Lasseter to approve ER 09-28-23-2 with two (2) conditions as this is a private driveway crossing a Section Line. Vote: Unanimous. (Full

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conditions are available on the web at https://www.pennco.org/boc_agendas and in person at the Planning & Zoning Office)

MOVED by Drewes and seconded by Rossknecht to take a two-minute recess. Vote: Unanimous.

M. PUBLIC HEARING OF ORDINANCE AMENDMENT / OA 23-01: Pennington County. To amend Section 319 Vacation Home Rental [to amend and supersede the existing Section 319 Vacation Home Rental] of the Pennington County Zoning Ordinance.

MOVED by Drewes to amend Page 8, Item K.3. to reduce the license fee to \$250.00 every three years. The motion died due to a lack of a second.

MOVED by Hadcock and seconded by Lasseter to deny Ordinance Amendment / OA 23-01. Vote: The motion carried 4-0 with LaCroix abstaining.

EXECUTIVE SESSION – SDCL 1-25-2

The Board decided not to go into Executive Session.

MOVED by Drewes and seconded by Hadcock to approve the adjustment of Shontel Mousseau from Dispatcher 2, B23 Step 2, \$21.74/hr. to Dispatcher 3, B24, Step 1, \$24.07/hr. effective January 8, 2023 with retroactive pay of \$4,334.67 to be paid in the December 8, 2023 paycheck. Vote: Unanimous.

MOVED by Drewes and seconded by Lasseter to approve reclassification of the Operations Manager from DBM C41 to DBM C42 and to move Thomas Reese from DBM C41 Step 12, \$2,673.60 bi-weekly to DBM C42, Step 14, \$2,931.20 bi-weekly, as a promotion to Operations Manager, effective November 12, 2023. Vote: Unanimous.

PAYROLL

Commissioners, 12,152.00; Elections, 8,166.00; Auditor, 14,858.73; Treasurer, 45,090.88; State's Attorney 169,130.84; Public Defender, 90,116.52; Buildings & Grounds, 67,492.82; Equalization, 46,756.59; Register of Deeds, 15,665.31; IT, 30,976.82; Human Resources, 11,821.60; Sheriff, 308,273.21; Jail, 395,836.70; JSC, 126,961.55; JSC Juvenile Alternative, 3,066.33; CCADP, 126,687.25; Innovation Reentry Grant, 2,200.82; Economic Assistance, 39,324.97; Pivot Point, 5,007.10; Extension, 1,585.62; Natural Resources, 6,200.80; Pest Control, 5,382.40; Planning & Zoning, 23,049.35; Road & Bridge, 116,262.27; Fire Administration, 5,734.40; Dispatch, 108,648.84; Emergency Management, 6,107.23; 24-7 Program, 3,162.12; MacArthur Safety & Justice, 3,490.37.

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

Buildings & Grounds: Effective 11/12/2023: Melissa Venter, \$15.13. Effective 11/26/2023: Doug Besmer, \$22.25.

Dispatch: Effective 11/26/2023: Samantha Gustafson, \$25.29.

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Jail: Effective 11/27/2023: Isaac Clark, \$19.41.

Public Defender: Effective 11/26/2023: Colette Decker, \$21.48; Savannah Hawkins, \$19.41.

ADJOURN

MOVED by Lasseter and seconded by Rossknecht to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 12:07 p.m.

/s/ Cindy Mohler, Auditor

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