

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of April 18, 2023

The Pennington County Board of Commissioners met at 9:00 a.m. on Tuesday, April 18, 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, Travis Lasseter and Ron Rossknecht.

REVIEW AND APPROVE AGENDA

MOVED by Drewes and seconded by Lasseter to approve the agenda as presented with the addition of item 14A, Executive Session. Vote: Unanimous.

CONSENT AGENDA ITEMS

MOVED by Lasseter and seconded by Rossknecht to approve the Consent Agenda with the removal of item 14. Vote: Unanimous.

5. Minutes of the April 6, 2023, regular meeting.
6. Acknowledge the Polling Place List as the official polling location for the June 6, 2023, combined election.
7. Declare the following two (2) vehicles as surplus property for the purpose of donation to the Central States Fair: Asset #21438, 1986 Chevrolet K3500 and Asset #18785, 1992 Dodge W250.
8. Approve of the 2nd QTR 2023 Local Emergency Management Planning Grant.
9. Acknowledge the John T. Vucurevich Foundation DUI and Mental Health Court Grant has been transferred over to Pennington County Drug Treatment Court Association and to authorize the Auditors Office to issue a check to the Pennington County Drug Treatment Court Association in the amount of \$21,660.95 (the remaining balances of DUI Court of \$13,921.54 and Mental Health Court of \$7,739.41) which is the total remaining balance of the John T. Vucurevich Foundation Drug Court funds received by Pennington County in 2022.
10. Acknowledge the SD Housing Development Authority Funding has been transferred back to their organization and to authorize the Auditor's Office to issue a check to the SD Housing Development Authority in the amount of \$37,280.53, the remaining balance of the funding received by Pennington County between October of 2020 and December 31, 2022.
11. Approve of the South Rochford Road Forest Service Highway Easement Deed with the United States of America, Department of Transportation, Federal Highway Administration.
12. Recognize and thank the volunteers for the month of March 2023.
13. Approve of the release of Pennington County Lien #L201201644 from the real property legally described as: Lot Three (3) of Ebel Subdivision in the City of Box Elder, Pennington County, South Dakota, as shown on the Plat filed in the Plat Book 21, Page 54, subject to easements, covenants, conditions, reservations, restrictions, and rights of way of record.
14. Removed for separate consideration.

End of Consent Agenda Items

14. RESOLUTION FOR SETTING FEES IN SECTION 28 OF PENNINGTON COUNTY ORDINANCE NO. 4: MOVED by Drewes and seconded by Rossknecht to approve the Resolution setting the fees in Section 28 of Pennington County Ordinance NO. 4 – An ordinance providing

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for the licensing and control of animals within Pennington County, with changes to the fees. Vote: Unanimous.

RESOLUTION FOR PENNINGTON COUNTY ORDINANCE NO. 4 – AN ORDINANCE PROVIDING FOR THE LICENSING AND CONTROL OF ANIMALS WITHIN PENNINGTON COUNTY

WHEREAS, Pennington County Ordinance No. 4 – An ordinance providing for the licensing and control of animals with Pennington County was adopted in 2001 and most recently amended in 2015; and

WHEREAS, Section 28 states “If any owner requests in writing his or her dog or cat be destroyed by the county, or contracting agent, the same shall be humanely destroyed and, under no circumstances, shall it be sold or given to any person. Any owner requesting the Animal Control Officer to destroy his or her dog or cat shall be charged a fee set by resolution of the Pennington County Board of Commissioners.”; and

NOW, THEREFORE BE IT RESOLVED, by the Pennington County Board of Commissioners, the fees for Ordinance No. 4, Section 28 are set as follows:

- If the dog is under 40lbs, fee will be set at \$75;
- If the dog is over 40lbs, fee will be set at \$80;
- The fee for any cat is set at \$50;
- If the owner requests the ashes be returned, an additional fee will be set at \$100;
- If the owner requests the ashes to be scattered, an additional fee will be set at \$75.

Dated this 18th day of April, 2023.

/s/ Chair Lloyd LaCroix
Pennington County Board of Commissioners

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

EXECUTIVE SESSION – SDCL 1-25-2

MOVED by Lasseter and seconded by Rossknecht to go into Executive Session pursuant to SDCL 1-25-2(1) for the purpose of discussing personnel matters. Vote: Unanimous. The Board remained in Executive Session from 9:10 a.m. until 9:35 a.m. MOVED by Rossknecht and seconded by Lasseter to come out of Executive Session. Vote: Unanimous.

APPOINTMENT OF PENNINGTON COUNTY TREASURER: MOVED by Drewes and seconded by Rossknecht to appoint Annette Brant as the Pennington County Treasurer pursuant to

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SDCL § 3-4-3(3) to replace Janet Sayler and said appointment to be effective May 31, 2023 and further set Annette's starting salary at the rate of \$120,000 annually. Vote: Unanimous.

PENNINGTON COUNTY HOUSING AND REDEVELOPMENT COMMISSION MEMBER APPOINTMENT: MOVED by Rossknecht and seconded by Drewes to accept the resignation of Fred Eisenbraun effective March 16, 2023 and move to appoint Laura Jones to the Pennington County Housing and Redevelopment Commission for a term of five years effective April 18, 2023. Vote: Unanimous.

2024 BUDGET PREPARATION GUIDELINES: MOVED by Rossknecht and seconded by Drewes to direct staff to prepare 2024 budgets requests with a 4% increase to the wage scale, to support the 3% increase in the Health Care premiums and to prepare operations and revenue projections in a reasonable and conservative manner. Vote: Unanimous.

ITEMS FROM AUDITOR

A. **LIQUOR LICENSE TRANSFER:** MOVED by Lasseter and seconded by Rossknecht to approve the transfer of the Retail (on-sale) Liquor License with Sunday Sales from Horse Creek LLC. Under Garrett Kuchenbecker to the Humble Hoo-dek under Randy Mcallister. Vote: Unanimous.

B. **NEW RETAIL (ON-OFF SALE) MALT BEVERAGE & SD FARM WINE LICENSE:** MOVED by Lasseter and seconded by Rossknecht to approve the new Retail (on-off sale) Malt Beverage & SD Farm Wine License for The Humble Hoo-dek under Randy Mcallister. Vote: Unanimous.

C. **OPERATING TRANSFER TO CAPITAL PROJECTS FUND:** MOVED by Lasseter and seconded by Drewes to approve an operating transfer in the amount of \$3,030,000 from the General Fund to the Capital Projects Fund. Vote: Unanimous.

ITEMS FROM BUILDINGS AND GROUNDS

A. **REQUEST TO RESCIND APPROVAL OF BID AUTHORIZATION:** MOVED by Drewes and seconded by Lasseter to rescind the approval of the Bid Authorization for the Courthouse 3rd Floor Buildout Project granted on 4/6/2023. Vote: Unanimous.

B. **ACTION – BID AUTHORIZATION:** MOVED by Lasseter and seconded by Drewes to approve Bid Authorization for the Courthouse 3rd Flood Buildout Project. Vote: Unanimous.

ITEMS FROM HUMAN RESOURCES

A. **NEW POSITION TITLE REQUEST:** MOVED by Drewes and seconded by Lasseter to approve the ESCC-911 Operations Manager position at a DBM rating of C41 and base rate pay of \$29.15/hr. and to update the position listing which is on file. Vote: Unanimous.

ITEMS FROM HUMAN SERVICES

A. **PURCHASE OF SOFTWARE:** MOVED by Drewes and seconded by Rossknecht to approve the purchase of the SSG-Apricot Software through the Bureau of Justice Assistance-Innovations in Reentry Initiative Grant Funding and affix the Board Chairperson signature on the SSG

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Rider/Master Service Agreement and the SSG Order Form, cost not to exceed \$20,951. Vote: Unanimous.

ITEMS FROM COMPENSATION COMMITTEE

A. ACTION – POLICY 4.2 HOLIDAYS: MOVED by Rossknecht and seconded by Drewes to approve the recommended revisions by the Compensation Committee to Policy 4.2 Holidays as it relates to allowing the use of any and all accrued benefit time. Vote: Unanimous.

B. ACTION -LIGHTCAST CONTRACT: MOVED by Drewes and seconded by Lasseter to approve the Chair’s signature on the Lightcast 3-year contract. Vote: Unanimous.

ITEMS FROM HEALTH CARE TRUST BOARD

A. RECOMMENDATION – POLICY 4.6 PENNINGTON COUNTY LONG-TERM EMPLOYEE HEALTH CARE PLAN: No action taken.

ITEMS FROM COMMISSION MANAGER

A. BLACK HILLS NATIONAL FOREST SERVICE NEWS RELEASE: MOVED by Drewes and seconded by Lasseter to appoint Commissioners LaCroix and Rossknecht along with the Natural Resources Director, Scott Guffey to make the determination on whether or not a response is justified to the Black Hills National Forest Service regarding withdrawal of acres in the Pactola Reservoir. 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 \$2,400,430.23. Vote: Unanimous.

A & A Professional Property Management, 800.00; A & B Business Inc, 3,841.04; A & B Welding Supply Co, 747.15; A To Z Shredding, 495.14; Accusource Hr, 455.49; Action Mechanical Inc, 75.00; Active Data Systems Inc, 1,846.47; Adams-Isc, 12,648.71; Adaptamed, LLC, 2,141.00; Advanced Drug Testing Inc, 368.00; Air Works, 131.62; Alcohol Monitoring Systems Inc, 1,095.00; Allison, Elizabeth A., 430.00; Amazon.Com Services, 103.02; American Engineering Testing Inc, 4,700.00; American Equipment Systems LLC, 2,403.40; Amerigas Propane LP, 164.50; Anker Law Group PC, 2,613.50; Asphalt Zipper, 622.87; Assured Partners Aerospace, 5,155.00; AT&T Mobility, 43.23; Audra Hill Consulting Inc, 11,727.76; Avid4 Engineering Inc, 123.00; Axon Enterprise Inc, 384.00; B-1 Development, Inc, 8,333.49; Badlands Automotive, 171.18; Bakley Regina, 92.52; Balco Uniform Co Inc, 5,202.70; Banks, Bridgette R, 730.10; Barnier Law Office PC, 2,582.80; Basler Printing Co, 245.05; Behrens-Wilson Funeral Home, 6,140.00; Benson, Teresa L, 1,611.95; Best Western Ramkota Inn, 2,310.00; BH Chemical Company Inc, 9,549.28; BH Energy, 28,526.80; BH Energy, 48,357.32; BH Insurance Agency Inc, 60.00; BH Obstetrics & Gynecology LLC, 37.50; BH Orthopedic & Spine Center PC, 175.17; BH Roofing Co, 153.00; BH Urgent Care LLC, 5,590.00; BH Works Inc, 598.00; Bi Inc, 5,047.25; Biers Jason L, 360.00; Bierschbach Equipment And Supply Co Inc, 48.96; Bio-One Of South Dakota, 75.00; Bluepeak, 862.95; Bob Barker Company Inc, 6,767.39; Bringswhite, Erik,

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3,300.00; Bringswhite, Morgan, 2,000.00; Brownells Inc, 2,227.79; Buehler Holly, 6.72; Butler Machinery Company, 85.73; Cameron, George R, 720.30; Castleberry, James D, 2,992.66; Catholic Social Services, 1,400.00; Cat's Cleaning, 40.00; CDW Government Inc, 12,089.27; Charm-Tex Inc, 537.20; Chris Supply Co Inc, 849.65; City Of Box Elder, 181.34; City Of Rapid City -Water, 470.71; City Of Rapid City, 19,675.58; City Of Winner, 471.71; Clark Printing, 1,998.93; Clayborne, Deanna K, 920.45; Clia Laboratory Program, 180.00; Cliftonlarsonallen LLP, 2,040.26; Climate Control Systems And Service LLC, 16,415.17; Cline, Jean M, 672.00; Clinical Laboratory Of The Black Hills, 14,876.00; Clubhouse Hotel & Suites Pierre, 179.12; Colbath & Sperlich PC, 19,976.13; Combined Public Communications, 31,419.36; Concordance Healthcare Solutions LLC, 178.31; Connections Inc EAP, 1,156.89; Contractors Insulation And Drywall Supply, 572.70; Co-Op Architecture, 3,750.00; Copy Country, 279.41; Coremr LC, 916.50; Correct Rx Pharmacy Services Inc, 23,921.00; Crescent Electric Supply, 444.73; Crum Electric Supply, 1,029.60; Cummins Central Power LLC, 424.11; Cummins Sales And Service, 120.43; Dakota Plains Legal Services Inc, 40,305.00; Dakota Radiology Pet/Ct & MRI, 1,696.43; Delta Dental Of South Dakota, 41,256.58; Dennis Supply - RC, 2,043.80; Denny Menholt Chevrolet, 2,534.55; Diamond Vogel Paint Center, 171.87; Dillon Law Office, 914.25; Dioten Engineering Inc, 840.00; Diro Andrew, 150.00; Djwebbie LLC, 1,575.00; Doran Joe, 178.00; Doud Counseling LLC, 250.00; Driftwood Vet LLC, 7,531.70; Duffy Law Firm, Prof. LLC, 8,785.55; Dyna-Kleen Service Inc, 1,170.00; Eide Brook M, 2,500.00; Elite Fabz & Design, 105,570.00; Equipment Service Professionals, 332.13; Erickson Roxie, 390.66; Evergreen Office Products, 703.09; Executive Mgmt Fin Office, 1,570.62; Fastenal Company, 1,674.42; Federal Express, 87.15; Ferguson Enterprises Inc #226, 199.95; Fidelity Security Life, 6,102.02; First Interstate Bank, 4,483.06; First Interstate Bank, 335.00; First Interstate Bank, 2,055.79; First Interstate Bank, 249.15; First Interstate Bank, 1,745.22; First Interstate Bank, 1,259.97; First Interstate Bank, 755.37; First Interstate Bank, 299.05; First Interstate Bank, 383.32; First Interstate Bank, 1,604.09; First Interstate Bank, 353.75; First Interstate Bank, 392.95; First Interstate Bank, 70.05; First Interstate Bank, 36.25; Floyd's Truck Center, 4,861.44; Fox Law Firm PLLC, 72.85; Fresh Start Carpet Care, 11,793.28; Frey, Gregory L., 35.00; G & H Distributing - RC, 112.83; Galls LLC, 515.76; Godfrey Brake Service And Supply Inc, 1,069.52; Golden West Companies, 847.45; Golden West Companies, 198.29; Golden West Technologies, 3,923.14; Gomez Victor, 300.00; Gotcha Covered, 643.80; Grainger, 150.90; Great Western Tire Inc, 1,467.60; Grey & Eisenbraun Law, Prof LLC, 519.50; Grimm's Pump Service Inc, 278.53; Haas, Christopher K, 60.00; Harms Oil Company, 51,921.83; Harris, Betsey, 7,154.33; Harveys Lock Shop, 484.38; Health Care Logistics Inc, 332.45; Henry Roy Photography, 305.00; Herra Jayson, 298.18; Hill City Ambulance Service, 631.00; Hill City Fire Protection District, 41.00; Hill City Hardware Inc, 15.99; Hillyard/Sioux Falls, 11,444.06; Hilpert & Hale Prof LLC, 295.30; Humane Society Of The Black Hills, 4,166.67; Iaed, 186.00; Identifix Inc, 1,428.00; Image All LLC, 276.92; Independent Window Tinting LLC, 440.00; Indoff Inc, 597.50; Industrial Organizational Solutions Inc, 75.00; Inland Truck Parts, 48.30; Interstate All Battery Center, 113.70; Interview Now Inc, 7,000.00; Iron Horse Properties LLC, 900.00; Jacqueline K Perli Reporting Inc, 977.38; Jantech LLC, 900.00; Jenner Equipment Co, 310.14; JJ's Engraving & Sales, 181.25; Joe Hawthorne Farrier Services LLC, 760.00; Johnson Controls Inc / HVAC, 7,938.40; Johnson, Kimberly K, 449.45; Johnstone Supply, 280.31; Justice Fire & Safety, 1,185.50; K & D Appliance Service,

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397.29; Karen Paige Hunt Prof LLC, 529.65; Kennedy Pier Loftus & Reynolds LLP, 695.50; Kieffer Sanitation/A Waste Management Co, 4,866.98; Kieffer Sanitation/A Waste Management Co, 411.99; Kiesler Police Supply Inc, 1,426.00; Kimball Midwest, 1,019.45; Kirkpatrick Amber, 250.00; Kirschenmann, Kevin E, 900.00; KLJ Engineering LLC, 10,886.77; Knecht Home Center Inc, 1,571.82; Kone Inc, 11,157.69; Konica Minolta Premier Finance, 156.19; KPI Tactical, 258.00; KS Statebank, 10,325.82; Lands' End Business Outfitters, 125.85; Language Line Services, 87.07; Larson Valerie J, 90.00; Lewis & Clark Behavioral Health Services, 736.00; Lewno Lucille M, 1,312.02; Liberty Chrysler Center, 1,235.24; Lifeways Inc, 600.00; Lighting Maintenance Co, 193.54; Lincoln County Auditor, 154.14; Lindstrom, Joan, 105.10; Lingo Communications, LLC, 85.70; Lockwood Darcy, 120.00; Love, Todd A, 9,875.73; Lutheran Social Services Of Sd, 62,695.99; Lynn Jackson Schultz & Lebrun PC, 6,484.20; Manlove Psychiatric Group, 18,075.00; Maplewood Townhouses, 349.00; Marco Inc, 1,213.04; Marco Inc, 7,113.22; Mark's Auto Repair Inc, 478.17; Maruska, Kayla L, 975.10; Matthew Bender & Co Inc, 248.51; Mayer Dan, 35.00; McGowan, Wendy T, 2,237.37; McKesson Medical-Surgical Government Solutions LLC, 1,704.50; McLeod's Printing Inc, 389.08; McMaster-Carr Supply Company, 20.71; Medical Waste Transport Inc, 281.70; Medline Industries Inc, 2,954.35; Med-Tech Resource LLC, 161.19; Menards, 1,545.20; MG Oil Company, 26,149.53; Midcontinent Communications, 205.14; Midcontinent Communications, 3,410.94; Midwest Marketing LLC, 1,250.00; Miller Joseph, 20.00; Montana Dakota Utilities, 924.07; Monument Health Home Plus Pharmacy, 171.19; Monument Health Rapid City Hospital Inc., 10,518.73; Monument Health Reference Laboratory, 3,373.76; Moss Psy D LLC, William A, 4,900.00; Motel 6, 213.43; Motorola Solutions Inc, 118.86; Mountain View Village Apartments, 450.00; Mt Rushmore Telephone Co, 49.86; Munsch Casey, 150.00; Neavill Stephen Troy, 53.09; Nelson Jacquelyn R, 450.00; Nena, 598.00; Nohr, Linda J, 2,300.00; North Central International Of Rapid City Inc, 691.20; North Central Supply Inc, 1,900.00; Northern Truck Equipment, 590.75; O'Day, Valarie, 64.80; Office Depot, 904.73; Olson Towing, 141.00; Onsite First Aid, 73.60; O'Reilly Auto Parts, 434.49; Otis Elevator Co, 5,897.94; Parr Law PC, 4,668.10; Pederson Law Office LLC, 321.00; Penn Co Council On Aging, 8,750.00; Penn Co Equalization Petty Cash, 42.59; Penn Co Health & Human Sv Petty Cash, 320.90; Penn Co Highway Petty Cash, 9.13; Penn Co Jail Petty Cash, 1,905.99; Penn Co Sheriff Petty Cash, 701.76; Penn Co States Atty Petty Cash, 259.25; Pennington County Courant, 2,327.59; Pharmchem Inc, 319.50; Pheasantland Industries, 2,096.80; Phoenix Investigations, 1,026.76; Pioneer Bank & Trust, 3,485.78; Pioneer Bank & Trust, 9,000.94; Pioneer Bank & Trust, 4,597.02; Pioneer Bank & Trust, 4,923.65; Pitney Bowes Inc, 107.89; Pizza Ranch - Luna, 332.63; Pizza Ranch - Stumer, 276.18; Pomp's Tire Service, 1,591.22; Power House, 1,759.70; Prairie Auto Parts Inc, 7,103.75; Precision Eyecare PC, 137.09; Print Mark-Et, 214.15; Priority Dispatch Corp, 365.00; Professional Development Academy, LLC, 5,985.00; Psi-Digital Imaging Solutions, 330.00; Quadient Inc, 890.79; Quettier Nicolas, 510.00; Quill Corporation, 780.52; Race Wheels, 6,000.00; Radiology Associates Professional LLC, 472.49; Rapid Delivery Inc, 140.40; Rapid Packaging Company Inc, 234.08; Rapid Rooter, 1,295.00; Rapid Transit System, 30.00; RC Area School Dist 51-4, 912.52; RC Emergency Services PA, 277.57; RC Fire & Emergency Services, 1,549.39; RC Journal - Advertising, 7,886.07; RC Journal - Subscription, 587.99; RC Medical Center LLC, 263.31; RDO Equipment Co, 588,959.99; Record Storage Solutions, 1,198.88; Rensch Law Office, 31,702.75; RJ Lee Group Inc, 1,836.00;

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Rochester Armored Car Company Inc, 423.02; Rohr Dennis R, 220.00; Rose Inn LLC, 203.50; Rosenbaum's Signs & Outdoor Advertising Inc, 5,558.05; Rossknecht Ron, 1,105.17; Roth Shawna, 233.60; Runnings Supply Inc, 269.92; Sakura LLC, 734.00; Sanitation Products Inc, 1,283.49; Scales Erica, 60.18; Scenic Township, 3,942.50; SD Dept Of Health, 150.00; SD Dept Of Health, 1,112.00; SD Dept Of Labor, 11,516.00; SD Dept Of Public Safety, 144.00; SD Dept Of Revenue, 14,285.31; SD Dept Of Transp-Finance, 34,680.18; SD Dept. Of Military, 1,805.00; SD Federal Property Agency, 1,235.00; SD One Call Board, 34.65; SD Secretary Of State, 30.00; SDACC, 19,012.00; SDML Workers', 10,285.00; SDN Communications, 4,017.29; SDSU West River Ag Center, 17.20; Seifert, Mary Rae, 1,665.00; Servall Uniform/Linen Co, 2,352.92; Sherwin Williams Paints, 291.29; Signs Now, 4,850.76; Silver Star Septic LLC, 180.00; Simon Contractors Of South Dakota Inc, 28.42; Simpliverified LLC, 862.00; Simpson's Printing, 76.20; Smith Sean, 20.00; Solemate Shoes And Uniform Center, 170.79; Southern Hills Publishing, 2,475.30; SP&E, 3,990.00; Speck, Jody H, 2,543.00; Spring River Mental Health & Wellness, 46.65; Stan Houston Equipment, 30.85; Stec's Advertising, 1,226.12; Stephens, Matthew T, 3,918.00; Stevens Paul, 87.19; Straub Caleb, 190.74; Streicher's, 2,806.08; Sturdevants Auto Value, 1,797.61; Sturgis Responder Supply LLC, 80.00; Summit Fire Protection, 1,054.50; Summit Signs & Supply Inc, 237.00; Super Clean Tunnel Wash, 178.00; Swanson Erik T DDS PC, 600.50; Sysco Montana Inc, 673.30; Tessco Incorporated, 19.29; Tex's Jack Repair & Welding, 120.00; The Harloff Company Inc, 280.02; The Hotel Alex Johnson, 1,540.00; The Law Office Of Kyle Krause, Prof LLC, 161.60; The Little Print Shop Inc, 89.00; The Lodge At Deadwood, 416.00; The Palms Apartments LLC, 1,219.00; The Rushmore Hotel, 231.00; The Spectacle Shop, 156.00; Thompson, Lori, 137.50; Thomson Reuters-West, 7,529.02; Timeclock Plus, LLC, 3,070.04; Titan Machinery, 185.00; TKRS Properties LLC, 3,386.42; Tow Pros, 116.00; Tr Jewelry Concepts, 1,868.00; Transcend Robotics Inc, 3,000.00; Transource Truck & Equipment Inc, 52.08; Trinity Services Group Inc, 114,371.81; Trittech Software Systems, 825.00; TS Government Solutions LLC, 147.50; Turbiville Industrial Electric Works LLC, 1,186.20; Twisted Shears LLC, 156.00; Tyler Technologies, 5,301.92; Tzadik Rapid City LLC, 600.00; Uline, 415.31; US Bank Na Fees, 1,650.00; Usic Locating Services, 464.50; Vallette Tools Inc, 6,995.01; Vanway Trophy & Awards, 307.62; Varvel Elijah, 67.88; VB Rapid Creek, 360.00; Verizon Connect Inc, 34.90; Verizon Wireless, 225.41; Vliieger Tom, 105.84; Voice Products Service LLC, 15,749.25; Waeckerle Law Prof LLC, 1,131.20; Wall Building Center & Construction, 144.36; Walsh Polygraph LLC, 6,184.50; Warne Chemical & Equipment Co Inc, 49.89; Watertree Inc, 1,478.63; Webstaurantstore, 4,084.38; Weichmann, Cynthia M, 882.00; Wellmark, 359,732.41; Wells Fargo Financial Leasing Inc, 126.35; West River Anesthesiology Consultants PC, 427.46; West River Electric, 4,681.06; Western Mailers, 4,053.81; Western Stationers, 1,085.66; Wex Bank, 12,195.24; Wex Bank, 292.85; Wild West Screen Printing & Embroidery, 1,308.00; Williams Psychological LLC, 2,070.00; Winkelman Edda M, 126.27; Winter Law Office PC, 6,069.30; Wolf, Ione, 542.00; Yankton Co Sheriff Office, 100.00; Youngberg Law Prof LLC, 246.10; Zep Sales & Service, 533.73; ZMC LLC, 8,721.74

ITEM FROM THE PUBLIC: No public comment.

MOVED by Lasseter and seconded by Drewes to take a five-minutes recess. Vote: Unanimous.

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ITEMS FROM PLANNING & ZONING

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.

A. PLANNED UNIT DEVELOPMENT REVIEW / PU 93-01: George Bieber. To review a Recreational Resort in accordance with the Pennington County Zoning Ordinance.

NE1/4NE1/4, Section 11, T1N, R5E, BHM, Pennington County, South Dakota.

Continue PU 93-01 to the June 20, 2023, meeting.

B. PLANNED UNIT DEVELOPMENT OVERLAY REVIEW / PU 21-18: Lisa McCrory. To review a Planned Unit Development Overlay to allow a Recreational Resort in an Agriculture District in accordance with the Pennington County Zoning Ordinance.

S1/2 of Peacock Lode MS 962, Section 35, T1S, R5E, BHM, Pennington County, South Dakota.

Continue PU 21-18 to the August 1, 2023, meeting.

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

End of Consent Agenda Items

CONTESTED HEARING(S)

C. VACATION OF SECTION LINE RIGHT-OF-WAY / VS 23-01: Little Guys, LLC; Ben Brink. To vacate 930 feet of Section Line Right-of-Way lying across Sections 5 and 6, T2S, R6E, BHM, Pennington County, South Dakota.

Maine Lode MS 1715 in Sections 5 and 6 and Less Lot H1, H2, and H3 of West State Lode MS 1533 in Section 5, all located in T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to deny without prejudice VS 23-01. Vote: Unanimous.

D. PUBLIC HEARING OF COMPREHENSIVE PLAN AMENDMENT / CA 23-02: Par Properties, LLC / Paul Zweifel; All Aspects – Agent. To amend the Comprehensive Plan to change the Future Land Use from Ranchette District to Rural Residential District.

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SE1/4SW1/4NE1/4, Section 27, T2N, R3E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to continue this item until the May 16, 2023, meeting. Vote: Unanimous.

E. PUBLIC HEARING OF REZONE / RZ 23-03: Par Properties, LLC / Paul Zweifel; All Aspects – Agent. To rezone from Agriculture District to Rural Residential District in accordance with the Pennington County Zoning Ordinance.

SE1/4SW1/4NE1/4, Section 27, T2N, R3E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to continue this item until the May 16, 2023, meeting. Vote: Unanimous.

F. PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT OVERLAY AMENDMENT / PU 23-02: Katie Smirnova and Brett Walfish. To amend an existing Planned Unit Development Overlay to allow a single-family residence to be used as a music school and a Bed and Breakfast, to include accessory structures in accordance with the Pennington County Zoning Ordinance.

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

MOVED by Lasseter and seconded by LaCroix to continue this item until the May 16, 2023, meeting per the applicants request. Vote: Unanimous.

G. REQUEST TO REFUND PENALTY FEES: Suzette Wasvick. MOVED by Drewes and seconded by Rossknecht to approve the request for a refund in the amount of \$288 for Building Permit Penalty Fees. Vote: Tie vote on roll call vote: Rossknecht – yes, Drewes – yes, Lasseter – no, LaCroix – no. This item will be placed on the May 2, 2023 agenda.

EXECUTIVE SESSION – SDCL 1-25-2

MOVED by Drewes and seconded by Lasseter to go into Executive Session pursuant to SDCL 1-25-2(3) for contractual/pending litigation matters. Vote: Unanimous. The Board remained in Executive Session from 11:24 a.m. until 11:43 a.m. MOVED by Rossknecht and seconded by Drewes to come out of Executive Session. Vote: Unanimous. Commissioner Lasseter was absent during the vote.

PAYROLL

Commissioners, 12,658.40; Elections, 5,389.60; Auditor, 15,741.52; Treasurer, 42,519.33; State's Attorney 160,644.66; Public Defender, 96,787.35; Buildings & Grounds, 67,168.49; Equalization, 46,714.59; Register of Deeds, 11,258.40; IT, 30,962.17; Human Resources, 8,718.40; Sheriff, 303,212.12; Jail, 366,141.51; JSC, 137,786.67; JSC Juvenile Alternative, 3,137.01; CCADP,

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of April 18, 2023

129,510.61; Innovation Reentry Grant, 2,090.77; Economic Assistance, 40,483.24; Extension, 1,585.62; Natural Resources, 6,200.80; Pest Control, 5,382.40; Planning & Zoning, 21,886.30; Road & Bridge, 132,157.44; Fire Administration, 5,734.40; Dispatch, 120,244.63; Emergency Management, 4,947.22; 24-7 Program, 10,102.99; MacArthur Safety & Justice, 4,352.66.

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

Care Campus: Effective 05/15/2023: Jacob Holen, \$17.34; McKenna Middletent, \$17.34; Jayden Martin, \$17.34.

Highway: Effective 04/17/2023: William Huggins, \$16.68; Barbara Salyers, \$16.47; Curtis Southwick, \$16.47.

Jail: Effective 04/02/2023: David Oerline, \$29.88; Travis Tenold, \$29.88. Effective 04/03/2023: Jaden Abelseth, \$15.27. Effective 05/15/2023: Taylor Lindstrom, \$16.04; Joelle Welbig, \$16.04; Taryn Lawrence, \$19.41; Clayton Eldridge, \$19.41; Kyle Sharpe, \$24.07; Hunter Spint, \$24.07; Katy Humphrey, \$24.07; Trevor Tovsland, \$24.07; Liesl Timmons, \$24.07; Sarah Gilbert, \$17.77.

Sheriff: Effective 04/02/2023: Weston McPherson, \$29.63. Effective 05/15/2023: Justice Jones, \$25.84; Janae Olson, \$25.84.

State's Attorney: Effective 04/17/2023: Alicia Dowling, \$20.65. Effective 05/01/2023: Kelsea Pontius, \$21.48; Toni Hauck, \$21.48; Effective 08/21/2023: Athina Giouvalakis, \$2,656.80; Ryland Solem, \$2,656.80; Sam Alvine, \$2,656.80.

WSDJSC: Effective 05/14/2023: Kyle McSherry, \$24.07.

Commissioner Lasseter returned to the meeting.

ADJOURN

MOVED by Drewes and seconded by Rossknecht to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 11:44 a.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of _____.

Publish: May 3, 2023