

**PENNINGTON COUNTY BOARD OF COMMISSIONERS  
PROPOSED MEETING AGENDA  
DECEMBER 5, 2023  
9:00 A.M.  
COMMISSION CHAMBERS  
COUNTY ADMINISTRATION BUILDING**



*Lloyd LaCroix, Chair, District 2  
Ron Rossknecht, Vice Chair, District 1*

*Deb Hadcock, District 3  
Travis Lasseter, District 4  
Gary Drewes, District 5*

**Agenda disclaimer:** The preferred practice of the Board is to proceed thru the agenda in the order it is published. From time to time, agenda items may be disposed of quickly leaving a gap in the meeting agenda prior to the next advertised agenda item start time. To utilize time effectively in those circumstances, the Board may move items up on the agenda to fill those gaps.

*Welcome to the December 5<sup>th</sup>, 2023 Board of Commissioners Meeting.  
Please silence cell phones, pagers and other electronic communication devices.  
Agendas and speaker request forms are located at the back of the Chambers.*

1. Call to Order
2. Moment of Silent Reflection
3. Pledge of Allegiance
4. Review and Approve Agenda
5. Recognition of New Employees

The Board of Commissioners uses a **Consent Agenda** to act on non-controversial and routine items. The Consent Agenda is acted upon by one motion and vote of the Board. Items may be removed from the Consent Agenda and placed on the Regular Agenda at the request of a Board member or a Citizen. The consent agenda contains the following items:

6. Minutes of the regular meeting – November 21, 2023
7. Approval of the Lease Agreement for a room at the Pierre Ramkota Hotel for the 2024 Legislative Session (*COM*)
8. To reappoint Mr. Daniels Fields as County Constable for a two-year term – Legislative District 34 (*COM*)
9. To declare HP DesignJet Z5400ps printer, Serial Number CN47H4H01M, as surplus for the purpose of disposal (*EM*)
10. Approval of the 2024 Memorandum of Understanding between SDSU Extension and Pennington County (*EXT*)
11. To declare surplus for the purpose of trade, one 1994 JCB Backhoe, Serial Number 418667, Asset # 003425 (*HWY*)
12. To approve the Marketing Manager position at DBM C52, base rate pay of \$3,103.20/bi-weekly and to update the position listing on file (*HR*)
13. To authorize one Glock 17, serial number BHC548 to be declared as surplus for the purpose of commendation (*SO*)

**End of Consent Agenda**

Pennington County fully subscribes to the Americans with Disabilities Act. If you desire to attend this public meeting and need accommodations, please notify the Commissioners' Office at (605) 394-2171 at least 24 hours prior to the meeting so that appropriate services and auxiliary aids are available.



Scan the code to access the agenda packet online.

**Regular Agenda Items:**

14. Items From Auditor

- a. New Retail (on-off sale) Malt Beverage & SD Farm Wine License – Black Hills Receptions and Rentals
- b. New Retail (on-off sale) Wine & Cider License – Black Hills Receptions and Rentals
- c. Transfer of Retail (on-sale) Liquor License with Sunday Sales and Retail (on-off sale) Malt Beverage & SD Farm Wine License – Horse Creek LLC

15. Items From Buildings & Grounds

- a. Lease Agreement - 14 St. Joseph Street Purchase

16. Items From Emergency Management

- a. Lease Agreement with the U.S. Forest Service - Bear Mountain Communication Site

17. Items From Emergency Services (911/Dispatch)

- a. Amendment to Joint Powers Agreement with the South Dakota National Guard (SDNG) for Camp Rapid Backup 911 Center Remodel

18. Items From Equalization

- a. Abatement Applications:
  - Shacklett, Parcel# 57630, \$999.20
  - Barrett, Parcel# 8006474, \$82.66

19. Items From Highway Department

- a. 2023 Bridge Inspection Overview by KLJ Engineering, LLC
- b. Resolution 2023-12-05-1 BIG Grant Program Applications

20. Items From Building Committee

- a. Action: Highway and Juvenile Department Drainage – Request to Bid
- b. Action: Jail Infrastructure and Tower Project Design Services Agreement

21. Items From Compensation Committee

- a. Recommendation: Policy 4.1 – Vacation Benefits & Policy 4.3a – Sick Leave

22. Items from the Public per SDCL § 1-25-1 (Speaker request form is required)

(A time for the members of the public to discuss or express concerns to the Board of Commissioners on policies and issues affecting County government and its function. Action will not be taken during this item on any issues brought forth that are not properly noticed. Speakers under this item will be recorded in the minutes by name and area of interest.)

23. Items From Planning & Zoning – 10:30 a.m.  
**BOARD OF ADJUSTMENT HEARING(S):**

- a. Variance / VA 23-16: Pactola Heights, LLC.

The Board of Commissioners uses a Consent Agenda to act on non-controversial and routine Planning and Zoning items. The Consent Agenda is acted upon by one motion and vote of the Board. Items may be removed from the Consent Agenda and placed on the Regular Agenda at the request of a Board member or a Citizen. The Consent Agenda for Planning and Zoning contains the following items:

**CONSENT AGENDA:**

- b. Hardrock Mining Research Update

**End of Consent Agenda**

**Regular Agenda Items:**

**UNCONTESTED HEARING(S):**

- c. Preliminary Plan / PPL 23-24: Marjorie Helgeson; Davis Engineer - Agent. To reconfigure lot lines in order to create Tract A Revised and Tract B Revised of Alma Subdivision (*Planning Commission recommended approval of Preliminary Plan / PPL 23-24 with seven (7) conditions*)
- d. 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 (*Cont. from the 11/21/23 BOC mtg*) (*Planning Commission recommended to deny without prejudice Comprehensive Plan Amendment / CA 23-11, as the roads do not support Low Density Residential*)
- e. Public Hearing of Rezone / RZ 23-16: Pactola Heights. To rezone from Rural Residential District to Low Density Residential District (*Cont. from the 11/21/23 BOC mtg*) (*Planning Commission recommended to deny without prejudice Rezone / RZ 23-16, as the roads do not support Low Density Residential*)
- f. Marijuana Business License / ML 22-01: M & M Medical Solutions; Timothy McMahan. To allow the reapplication of a previously approved Marijuana Business License in a Heavy Industrial District.

24. Items From Chair/Commission Members

(A time for individual members to bring forth ideas or concerns to the full Board. Official action will not be taken on any items brought forth at this time. Direction may be given to bring items back before the Board for future consideration.)

25. Meetings/Committee Reports – Scheduled meetings by Commissioner

TL – TANA PFOS/PFOA Community Hall  
LL – NACo WIR Public Lands Conference Call  
GD – Compensation Committee, Elevate Rapid City Board of Directors  
RR – NACo WIR Public Lands Conference Call  
DH – Planning Commission

26. Approval of the Vouchers - \$266,786.22

27. Executive Session per SDCL 1-25-2
  - a. Personnel Issue per SDCL 1-25-2(1)
  - b. Contractual/Pending Litigation per SDCL 1-25-2(3)
  
28. Adjourn