

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
MARCH 15, 2022
9:00 A.M.
COMMISSION CHAMBERS
COUNTY ADMINISTRATION BUILDING**



*Gary Drewes, Chair, District 5
Lloyd LaCroix, Vice Chair, District 2*

*Ron Rossknecht, District 1
Deb Hadcock, District 3
Travis Lasseter, District 4*

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 March 15th, 2022 Board of Commissioners Meeting.
Please silence cell phones, pagers and other electronic communication devices.
Agendas 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. Executive Proclamation “Welcome Home Vietnam Veterans Day”

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 – March 1, 2022
7. To acknowledge the Resolution for a minor adjustment to road district boundaries of the Winton Road District described as Eisenbraun Subd: Lot B; Located T1N, R8E, Sec 26 BHM, Pennington County, South Dakota (*AUD*)
8. To accept the recommendation for the appointment of Ms. Germaine Little Bear to the Pennington County Housing and Redevelopment Commission (*COM*)
9. Recognize and thank the volunteers for the month of February 2022 (*HR*)(*Fire Admin*)
10. Approval of the Joint Powers Agreement for Weed Spraying Services between S.D. Dept. of Transportation and Pennington County (*NR*)
11. To acknowledge the change in vendor from the 12/7/2021 authorization to purchase from Wegner Auto Company and to authorize the purchase of the following five (5) new vehicles from McKie Ford, Inc., Rapid City, SD, State Contract # 17619
 - Four (4) 2022 Ford Explorer PIs, total purchase price of \$160,880
 - One (1) 2022 unmarked Ford Explorer, total purchase price of \$29,447 (*SO*)
12. Approval of the request for authorization to re-apply for the VOCA and Stop/VAWA Grants (*SAO/Victims Assistance*)

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:

13. Black Hills Stock Show and Central States Fairgrounds Update – Mr. Ron Jeffries, General Manager and John Kaiser, Operations/Event Manager
14. Rapid City Municipal Solid Waste, Material Recovery and Composting/Biosolids Facility Complaint – Ms. Fern and Mr. Ross Johnson (Information Only)
15. Items From Auditor
 - a. Resolution Adopting Decennial Revision of Commission Districts and Voting Precincts
16. Items From Sheriff
 - a. Search and Rescue Reserve Funds
17. Items From Equalization
 - a. Abatement Application: Jeff Buck, Parcel# 65172, \$946.78
 - b. 2022 Pennington County Assessment Presentation
 - c. One-Time Bonus Request
18. Items From Highway Department
 - a. Authorization to Purchase Corrugated Metal Pipe
 - b. 2022 Annual Bid Award Recommendations
 - c. Resolution 2022-03-15-1 Sheridan Lake Road Temporary Speed Limit
19. Request for variance to Ordinance 14 and approval of a second approach for the property located at 4807 Nonanna St, Rapid City: Laccen Herrmann; Larry Anderson - Agent
20. Items From Public

(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.)
21. Items From Planning & Zoning – 10:30 a.m.

BOARD OF ADJUSTMENT HEARING(S):

 - a. Variance / VA 22-02: Paul and Cathleen Cox
 - b. Subdivision Regulations Variance / SV 22-03: Michael and Joslyn Sullivan

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:

- c. Layout Plan / LPL 22-02: Martha Washington Place, LLC; Rodney Johnson. To create Lot A of Lot 1 of Martha Washington Place Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations. (*Planning Commission recommended approval of Layout Plan / LPL 22-02 with ten (10) conditions.*)

- d. Layout Plan / LPL 22-03: Little Guys, LLC / Ben Brink; KTM Design Solutions - Agent. To reconfigure lot lines to create Lots 1 and 2 of Powder House Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations. (*Planning Commission recommended approval of Layout Plan / LPL 22-03 with nine (9) conditions.*)
- e. Layout Plan / LPL 22-01: Charles and Kimberly Klafka; All Aspects Land Surveying - Agent. To combine two lots to create Lot 45A of Burns Placer MS 697 in accordance with Section 400.1 of the Pennington County Subdivision Regulations. (*Planning Commission recommended approval of Layout Plan / LPL 22-01 with nine (9) conditions.*)
- f. Layout Plan / LPL 22-04: Larry and Nancy Van Overschelde. To reconfigure lot lines to create Lot 10R and Lot 11R of Bears Den Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations. (*Planning Commission recommended approval of Layout Plan / LPL 22-04 with nine (9) conditions.*)

End of Consent Agenda

Regular Agenda Items:

UNCONTESTED HEARING(S):

- g. Public Hearing of Comprehensive Plan Amendment / CA 22-01: Larry and Nancy Van Overschelde. To amend the Comprehensive Plan to change the Future Land Use from Rural Residential District to Low Density Residential District in accordance with Sections 207, 208, and 508 of the Pennington County Zoning Ordinance. (*Planning Commission recommended approval of Comprehensive Plan Amendment / CA 22-01.*)
- h. Public Hearing of Rezone / RZ 22-01: Larry and Nancy Van Overschelde. To rezone 2.89 acres from Rural Residential District to Low Density Residential District in accordance with Sections 207, 208, and 508 of the Pennington County Zoning Ordinance. (*Planning Commission recommended approval of Rezone / RZ 22-01.*)

CONTESTED HEARING(S):

- i. Reopen a Vacated Section Line Right-Of-Way / RS 22-01 by Resolution: Crossed Sabers, LLC. To reopen a vacated Section Line Right-of-Way located between Section 1, T2S, R4E and Section 36, T1S, R4E, BHM, Pennington County, South Dakota.
- j. Relocation of Section Line Right-Of-Way / RS 22-02 by Resolution: Crossed Sabers, LLC. To relocate a Section Line Right-of-Way located between Section 1, T2S, R4E and Section 36, T1S, R4E, BHM, Pennington County, South Dakota.
- k. 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. (*Cont. from the 3/1/22 BOC mtg*)
- l. Public Hearing of Ordinance Amendment / OA 21-22: Pennington County. To add Section 330 "Efficiency Dwellings" to the Pennington County Zoning Ordinance. (*Cont. from the 3/1/22 BOC mtg*)

- m. Public Hearing of Ordinance Amendment / OA 21-23: Pennington County. To amend Section 205-A “Agriculture District” of the Pennington County Zoning Ordinance (*Cont. from the 3/1/22 BOC mtg*)
- n. Public Hearing of Ordinance Amendment / OA 21-24: Pennington County. To amend Section 210-A “Urban Residential District” of the Pennington County Zoning Ordinance. (*Cont. from the 3/1/22 BOC mtg*)
- o. Public Hearing of Ordinance Amendment / OA 21-25: Pennington County. To amend the Subdivision Regulations of the Pennington County Subdivision Regulations Ordinance. (*Cont. from the 2/15/22 BOC mtg*)
- p. Approval of the Annual MS4 Stormwater Report
- q. To form a Committee to Review Zoning Ordinance Section 319 – Vacation Home Rental: Pennington County

22. 2022 Legislative Session

- a. Update on proposed bills/session activity
 - 1. Any other legislation as deemed necessary

23. Items From Commission Manager

- a. 2023 Budget Priorities

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. Committee Reports – Scheduled meetings by Commissioner

TL – RC Public Library Board of Trustees
 LL – Air Quality Board
 GD – City/County meeting, Central States Fair Board
 RR – City/County meeting
 DH – Care Campus Advisory, Fire Service Board, Planning Commission
 ALL – Black Hills Assoc. of County Commissioners & Elected Officials, Legislative Crackerbarrel, SDDOT State Rail Plan, SDDOT Keystone Proposed Project Open House, Department Head meeting, Defense & Industry Symposium

26. Approval of the Vouchers - \$2,588,252.40

27. Executive Session per SDCL 1-25-2

- a. Personnel Issue per SDCL 1-25-2(1)
- Annual Department Head Evaluation
- b. Contractual/Pending Litigation per SDCL 1-25-2(3)

28. Adjourn