

**PENNINGTON COUNTY BOARD OF COMMISSIONERS  
PROPOSED MEETING AGENDA  
MARCH 21, 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 March 21<sup>st</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

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:

5. Minutes of the regular meeting – March 7, 2023
6. To approve Modification 001 to Cooperative Forest Road Agreement 18-RO-11020300-023 (HWY)
7. Recognize and thank the volunteers for the month of February 2023 (HR)(Fire Admin)
8. To acknowledge the John T. Vucurevich Foundation Drug Court Grant has been transferred over to Pennington County Drug Treatment Court Association and authorize the Auditor's Office to issue a check to the Pennington County Drug Treatment Court Association in the amount of \$2,229.99 which is the remaining balance of the John T. Vucurevich Foundation Drug Court funds received by Pennington County in 2022(HS)
9. Approval of the Joint Powers Agreement for Weed Spraying Services between S.D. Dept. of Transportation and Pennington County (NR)
10. To declare five (5) vehicles as surplus for the purpose of trade: 2015 Chevrolet Tahoe - Asset 09160; 2016 Ford Explorer PI - Asset 36629; 2016 Chevrolet Tahoe - Asset 31984; 2017 Ford Explorer PI - Asset 86217; 2017 Ford Explorer PI - Asset 86218 (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:**

11. Presentation of Adopt-A-Highway Program Certificates of Appreciation – Ms. Ginny Merrill, Coordinator
12. Status hearing for the Application to establish a Right-of-Way to an Isolated Tract pursuant to SDCL § 31-22-1 – Crossed Sabers, LLLP. *(Cont. from the 3/7/23 BOC mtg)*
13. Items From Highway
  - a. 2023 Annual Bid Award Recommendations
  - b. Construction Change Order - Sheridan Lake Road Reconstruction Project
  - c. Authorization to Purchase Bentonite
14. Items From Auditor
  - a. Operating Transfer to Capital Projects Fund
15. Items From Building Committee
  - a. Action – Design services for 900 Concourse Interior Remodel for New Administrative Offices
16. Items From Buildings & Grounds
  - a. Design Services Proposal – BKV Group
  - b. Pivot Point Crisis Stabilization Center Maintenance Agreement
17. Items From Human Resources
  - a. Elected Officials Wage Resolution
  - b. Appointment of States Attorney pursuant to SDCL § 3-4-3(3)
18. Items From Compensation Committee
  - a. Action – Policy 3.18 Compensation Administration (Promotions) – Removal of 90-day requirement
  - b. Recommendation – Policy 3.18 Compensation Administration (Promotions) – Scale Placement
  - c. Recommendation – Policy 2.15 Facility Closures Policy
19. Items From Public (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.)

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

- a. Variance / VA 23-04: Charles and Kimberly Klafka. To reduce the setback to the south lot line for an existing structure in a Rural Residential District (*Cont. from 3/7/23 BOC mtg*)
- b. Variance / VA 23-06: Grant and Tarah Bolt. To reduce the setback to the west lot line for an existing structure in a Highway Service District
- c. Appeal Decision of the Planning Director: Thomas and Melanie Palm

**Regular Agenda Items:**

**UNCONTESTED HEARING(S):**

- d. Vacation of Plat / VP 23-01: Pete Lien and Sons. To vacate Lot L located in the S1/2SE1/4 and SE1/4SW1/4 of Section 21 and the N1/2NE1/4 and NE1/4NW1/4 of Section 28, all located in T2N, R7E, BHM, Pennington County, South Dakota. (*Planning Commission recommended approval of Vacation of Plat / VP 23-01 with one (1) condition*)
- e. Public Hearing of Rezone / RZ 23-02: Marjorie Helgeson; Davis Engineering - Agent. To rezone from Agriculture District to Rural Residential District (*Planning Commission recommended approval of Rezone / RZ 23-02*)

**CONTESTED HEARING(S):**

- f. Public Hearing of Comprehensive Plan Amendment / CA 23-01: Jamie Gerlach. To amend the Comprehensive Plan to change the Future Land Use from Rural Residential District to Low Density Residential District
- g. Public Hearing of Rezone / RZ 23-01: Jamie Gerlach. To rezone from Agriculture District to Low Density Residential District (*Cont. from 3/7/23 BOC mtg*)

21. 2023 Legislative Session

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

22. 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.)

23. Committee Reports – Scheduled meetings by Commissioner

TL – Tax Increment Financing Project Review Committee, New Underwood Public Meeting

LL – Air Quality Board, Building Committee

GD – Planning Commission, RC Public Library Board of Trustees

RR – Special Planning Commission-VHR, PC Housing & Redevelopment, PC Council on Aging, Tax Increment Financing Project Review Committee

DH – Fire Service Board, Central States Fair Board, Compensation Committee, PC Housing & Redevelopment

24. Approval of the Vouchers - \$1,937,058.74
25. 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)
26. Adjourn