

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
MAY 16, 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 May 16th, 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
- In honor of National Peace Officer's Memorial Week (May 15-21, 2023)
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 – May 2, 2023
6. Minutes for the Board of Equalization Hearings – April 2023
7. To acknowledge the resolution for a minor adjustment to the road district boundaries of the Goodart Road District (*AUD*)
8. To approve the resolution of the Green Valley Sanitary District for annexation (*AUD*)
9. To approve the first half 2023 budgeted operating transfers from the General Fund: E911 Fund \$432,311; Emergency Management Fund \$82,071; Fire Administration Fund \$37,950 (*AUD*)
10. To assign 2023 budgeted long-term reserve accumulations in the General Fund: IT Equipment \$80,000; Inmate transportation bus \$125,000; Auditor software \$40,000; Treasurer software \$40,000; Human Resources compensation review \$15,000; Fire long-term reserve \$100,000 (*AUD*)
11. To approve the Adopt-A-Highway Application for a portion of Bombing Range Road by Jesse Brown Nelson Photography (*HWY*)
12. To approve the permit to Occupy Right-Of-Way – Pine Island Gravel Odyssey Bicycle Race (*HWY*)
13. Recognize and thank the volunteers for the month of April 2023 (*HR*)(*Fire Admin*)

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.

14. To approve the South Dakota Department of Agriculture and Natural Resources Joint Powers Agreement for Senate Bill 21 cost share program (*NR*)
15. To declare one DROBO Server, Model B1200I, Asset #6101 as surplus for the purpose of disposal (*TRS*)

End of Consent Agenda

Regular Agenda Items:

16. Request for funding - Hill City Ambulance District (Commissioner Rossknecht)
- Resolution 2023-C2 Contingency Transfer
17. Items From Auditor
 - a. Retail (on-off sale) Malt Beverage & SD Farm Wine Licenses Renewals - MG Oil
 - b. Retail (on-off sale) Malt Beverage & SD Farm Wine Licenses Renewals
 - c. Transfer of Tax Deed Property 66122 to the City of Rapid City via resolution
18. Items From Highway Department
 - a. Joint Powers Financial and Maintenance Agreement – Lower Spring Creek Road & Universal Drive
19. Items From Building Committee
 - a. Recommendation – Courthouse Steam Tunnel for Asbestos Abatement
20. Items From Compensation Committee
 - a. Action – Policy 2.15 Facility Closures (Leave Benefit)
 - b. Recommendation – Workers’ Compensation Exception (Policy 4.1 Vacation Leave and Policy 4.3a Sick Leave)
21. Legislative Update
 - a. 2023 Committee on County Funding and Services – Ranking of priorities (Directives for resolutions for SD Association/2024 Legislative Session)
22. Items From Commission Manager

Extension Board Bylaws
23. Approval of the Vouchers - \$4,396,171.57
24. 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.)

25. Items From Planning & Zoning – 10:30 a.m.

BOARD OF ADJUSTMENT HEARING(S):

- a. Subdivision Regulations Variance / SV 23-01: Argyle Properties, LLC; Anita Lee (*Cont. from the 5/2/23 meeting*)
- b. Subdivision Regulations Variance / SV 23-02: Marjorie Helgeson (*Cont. from the 5/2/23 meeting*)
- c. Subdivision Regulations Variance / SV 23-04: Par Properties, LLC; Paul Zwiefel.
- d. Variance / VA 23-07: ANCO Developments, LLC.

Regular Agenda Items:

UNCONTESTED HEARING(S):

- e. Public Hearing of Planned Unit Development Overlay / PU 23-04: Limestone Creek Ranch, LLC; Thomas Stowers - Owner. To allow a Planned Unit Development Overlay for a Specialty Resort (*Planning Commission recommended approval of the withdrawal of Planned Unit Development Overlay / PU 23-04*)

CONTESTED HEARING(S):

- f. Request to release surety – Letter of Credit: Ryan Kaski (*Cont. from the 5/2/23 meeting*)
- g. Public Hearing of Comprehensive Plan Amendment / CA 23-02: Par Properties, LLC / Paul Zweifel; All Aspects – Agent (*Cont. from the 4/18/23 meeting*)
- h. Public Hearing of Rezone / RZ 23-03: Par Properties, LLC / Paul Zweifel; All Aspects – Agent (*Cont. from the 4/18/23 meeting*)
- i. Public Hearing of Major Planned Unit Development Amendment / PU 23-05: ANCO Developments, LLC.
- j. Public Hearing of Major Planned Unit Development Overlay Amendment / PU 23-02: Katie Smirnova and Brett Walfish (*Cont. from the 4/18/23 meeting*)
- k. Request to refund Penalty Fees: Suzette Wasvick (*Carried over from the 5/2/2023 meeting*)

26. 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.)

27. Meetings/Committee Reports – Scheduled meetings by Commissioner

- TL – No meetings scheduled.
- LL – Planning Commission, Extension/4H Advisory Board
- GD – RC Public Library Board of Trustees, Building Committee
- RR – Building Committee
- DH – Central States Fair Board, Compensation Committee, Fire Service Board
- ALL – BHACC District Meeting

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

29. Adjourn