

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
MAY 2, 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 2nd, 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. Executive Proclamation: Pennington County Corrections Week - May 7-13, 2023
6. Executive Proclamation: Public Service Recognition Week – May 7-13, 2023
7. Recognition of Fire Administrator Jerome Harvey, Lead Volunteer Fire Department Training Complex Naming

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:

8. Approval of the minutes of the regular meeting – April 18, 2023
9. To reschedule the 2024 Budget Hearings to Wednesday, June 28 and Thursday, June 29, 2023 (COM)
10. To acknowledge the notice of intent to conduct a raffle – Black Hills Studios of the Arts (COM)
11. Approval of the Adopt-A-Highway Application for a portion of Nemo Road by RDO Equipment (HWY)

End of Consent Agenda

Regular Agenda Items:

12. Items From Highway Department
 - a. Resolution 2023-04-04-1 – Edmund Ryan Cowboy Memorial Highway
(Cont. from 4/6/23 BOC mtg)

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.

13. Request to reduce speed limit on Universal Drive – Mr. Rich Marsh, Executive Technical Director – Engineering, Pete Lien & Sons, Inc.
- Pennington County Resolution 2023-05-02-1 establishing 45mph speed limit
14. 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 3/21/23 BOC mtg*)
15. Items From Auditor
 - a. Transfer of Alcoholic Beverage License (Malt Beverage & SD Farm Wine) – Three Forks Bar & Grill to Country Store at Three Forks
 - b. Transfer of Alcoholic Beverage License (Retail Liquor with Sunday Sales) – Three Forks Bar & Grill to Country Store at Three Forks
16. Items From Equalization
 - a. Abatement Applications
 1. Bernadette Gilbert, Parcel #8008793, \$35.20
 2. Western South Dakota Senior Services, Parcel #39617, \$13,580.38
17. Items From Fire Administration
 - a. Range Fire Suppression Assistance Resolution
18. Items From Highway Department
 - a. Authorization to Advertise and Let for Box Culvert (Wilsey Road)
19. Items From Compensation Committee
 - a. Recommendation – Policy 2.15 Facility Closures
20. Items From Health Care Trust Board
 - a. Action – Policy 4.6 Pennington County Long-term Employee Health Care Plan
21. Approval of the Vouchers - \$510,223.74
22. 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.)
23. Items From Planning & Zoning – 10:30 a.m.

BOARD OF ADJUSTMENT HEARING(S):

- a. Variance / VA 23-04: Charles and Kimberly Klafka (*Cont. from the 4/6/23 BOC mtg*)
- b. Variance / VA 23-06: Grant and Tarah Bolt (*Cont. from the 4/6/23 BOC mtg*)

- c. Subdivision Regulations Variance / SV 23-01: Argyle Properties, LLC; Anita Lee (*Cont. from the 4/6/23 BOC mtg*)
- d. Subdivision Regulations Variance / SV 23-02: Marjorie Helgeson (*Cont. from the 4/6/23 BOC mtg*)
- e. Subdivision Regulations Variance / SV 23-03: Paul and Ella Linde

Regular Agenda Items:

UNCONTESTED HEARING(S):

- f. Vacation of Plat / VP 23-02: Michael Huot. To vacate a portion of a private roadway easement on the plat of Lot B Revised, Anaconda Subdivision (*Cont. from the 4/6/23 BOC mtg*) (*Planning Commission recommended approval of VP 23-02 with one (1) condition*)
- g. Public Hearing of Rezone / RZ 23-04: Tara Darby; KTM Design Solutions - Agent. To rezone from Agriculture District to Suburban Residential District. (*Cont. from the 4/6/23 BOC mtg*) (*Planning Commission recommended approval of RZ 23-04*)
- h. Public Hearing of Rezone / RZ 23-05: Allan Prince and Verlynne Prince; KTM Design Solutions - Agent. To rezone from Agriculture District to Suburban Residential District. (*Cont. from the 4/6/23 BOC mtg*) (*Planning Commission recommended approval of RZ 23-05*)
- i. Public Hearing of Comprehensive Plan Amendment / CA 23-03: Free Range Rentals, LLC; Davis Engineering - Agent. To amend the Comprehensive Plan to change the Future Land Use from Ranchette District to Rural Residential District. (*Planning Commission recommended approval of CA 23-03*)
- j. Public Hearing of Rezone / RZ 23-06: Free Range Rentals, LLC; Davis Engineering - Agent. To rezone from Agriculture District to Rural Residential District. (*Planning Commission recommended to continue RZ 23-06 to the 6/6/2023 meeting*)
- k. Public Hearing of Comprehensive Plan Amendment / CA 23-04: Kristi Decker. To amend the Comprehensive Plan to change the Future Land Use from Agriculture District to Rural Residential District. (*Planning Commission recommended approval of CA 23-04*)
- l. Public Hearing of Rezone / RZ 23-07: Kristi Decker. To rezone from Agriculture District to Rural Residential District. (*Planning Commission recommended approval of RZ 23-07*)
- m. Vacation of Plat / VP 23-03: Paul and Ella Linda. To vacate notes on the plat of Lot 1, Block 1 of Mountain Meadows Subdivision. (*Planning Commission recommended approval of VP 23-03*)
- n. Request to Release Surety – Letter of Credit: Ryan Kaski

CONTESTED HEARING(S):

- o. Request to Refund Penalty Fees: Suzette Wasvick. (*Carried over from the 4/18/23 BOC mtg due to tie vote*)

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 – Wall Chamber Annual Meeting, Planning Commission, Central States Fair
LL – BH Council of Local Government, Community Health Center
GD – SDACC Spring Workshop, Elevate Executive Committee
RR – SDACC Spring Workshop, PC Housing & Redevelopment, BH Council of Local Government, Community Health Center, Hill City Chamber Annual Meeting
DH – PC Housing & Redevelopment, Compensation Committee, Central States Fair
ALL – Board of Equalization Hearings, Legislative Recap, SDDOT US-385 Open House

26. 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)

27. Adjourn