

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
NOVEMBER 7, 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 November 7th, 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 - To the men and women in uniform and their families... past, present and future; **THANK YOU** for your service to our great Country!
3. Pledge of Allegiance
4. Review and Approve Agenda
5. Veterans Recognition:
 - Pennington County Employees
 - Pennington County Veterans Service Office



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 special meeting – October 11, 2023
7. Minutes of the regular meeting – October 17, 2023
8. To approve the second half 2023 budgeted operating transfers from the General Fund: E911 Fund \$432,310; Emergency Management Fund \$82,071; Fire Administration Fund \$37,950 (*AUD*)
9. To acknowledge the notice of intent to conduct a raffle – A Place for Meow Rescue (*COM*)
10. To acknowledge the notice of intent to conduct a raffle – Shoppin’ with a Sheriff (*COM*)
11. To acknowledge disinterment permit #1552464 (*COM*)
12. To approve the FFY24 METWARN Joint-funding Agreement 24NTJFA0037 with the US Geological Survey in the amount of \$44,725 (*EM*)

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. Approval of the Memorandum of Understanding - Lawrence County Snow Removal (*HWY*)
14. Approval of Modification #1 to Black Hills National Forest Livestock Guard Agreement #23-RO-11020300-042 (*HWY*)

End of Consent Agenda

Regular Agenda Items:

15. Rapid City Area Air Quality Board Member appointment – Ms. Jacqueline Cross
16. Items From Auditor
 - a. Retail (on-off sale) Wine & Cider License(s) Renewals
 - b. Retail (on-off sale) Wine & Cider License Renewals - MG Oil
 - c. Package (off sale) Liquor License Renewal
 - d. Retail (on-sale) Liquor with Sunday Sales License(s) Renewals
17. Items From Fire Administration
 - a. Wasta Volunteer Fire Department Agreement and Donation Distribution
18. Items From Highway Department
 - a. Second Reading and Final Hearing of Ordinance 14 Amendment - Criteria for Constructing and Accepting Roads and Approaches onto the County Highway System and the County Secondary Highways, Hereinafter Referred to as “County Roads” (*Cont. from 10/17/23 BOC mtg*)
19. Items From Compensation Committee
 - a. County Employee Wage Study Update
20. Public Defender’s Office Funding and Location(s) – Legislative Study Results (*Commissioner Lasseter*)
21. 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.)
22. Items From Planning & Zoning – 10:30 a.m.

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:

- a. Hardrock Mining Research Update

End of Consent Agenda

Regular Agenda Items:

UNCONTESTED HEARING(S):

- b. Major Planned Unit Development Amendment Review / PU 16-03: Dan and Nancy Evangelisto / Century Home Crafters, LLC; Century Land Holdings, LLC; and Summer Creek Inn, LLC. To review an existing Planned Unit Development to allow for a Specialty Resort Development to include uses, such as vacation home rentals, weddings, receptions, picnics, family reunions, single-family residences, bed and breakfast, storage, gift shop, spa, cabana, bistro, detached accessory structure with living quarters, duplex, etc., on the subject properties (*Planning Commission recommended approval of the review of Major Planned Unit Development Amendment / PU 16-03 with forty-five (45) conditions*)
- c. Public Hearing of Rezone / RZ 23-14: Adam and Jennifer Masters. To rezone from Agriculture District to Rural Residential District (*Planning Commission recommended approval of Rezone / RZ 23-14*)
- d. Public Hearing of Comprehensive Plan Amendment / CA 23-10: Tanner and Shannah Loeffen. To change the Future Land Use from Agriculture District to Suburban Residential District (*Planning Commission recommended approval of Comprehensive Plan Amendment / CA 23-10*)
- e. Public Hearing of Rezone / RZ 23-15: Tanner and Shannah Loeffen. To rezone from Agriculture District to Suburban Residential District. (*Planning Commission recommended approval of Rezone / RZ 23-15*)

CONTESTED HEARING(S):

- f. Planned Unit Development Overlay / PU 23-06: Horse Creek, LLC; Garret Kuchenbecker. To allow a Recreational Resort in a Commercial District (*Cont. from 11/17/23 BOC mtg*)
- g. Preliminary Plan / PPL 23-17: Dakota Land & Cattle. To create Lot 5R and Lot 6, Lot 7, Lot 8, and Lot 9 and Reservoir Lot 1 of Block 4 of The Ranch at Black Gap
- h. Public Hearing of Ordinance Amendment / OA 23-12: Pennington County. To amend Section 313 “Access Easements” [to amend and supersede the existing Section 313 “Access Easements”] of the Pennington County Zoning Ordinance
- i. Public Hearing of Ordinance Amendment / OA 23-01: Pennington County. To amend Section 319 Vacation Home Rental [to amend and supersede the existing Section 319 Vacation Home Rental] of the Pennington County Zoning Ordinance (*Cont. from 11/17/23 BOC mtg*)

23. 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.)

24. Meetings/Committee Reports – Scheduled meetings by Commissioner

TL – No meetings scheduled.

LL – BH Council of Local Governments, MPO Executive Policy Committee, PLSC
Public Lands, Planning Commission, Extension/4-H Advisory Board, Complete
Health Center Board

GD – Healthcare Trust Board, Building Committee, MPO Executive Policy Committee,
Compensation Committee

RR – PC Housing & Redevelopment, Building Committee, BH Council of Local Governments, PLSC Public Lands, Complete Health Center Board
DH – PC Housing & Redevelopment
ALL – Gallantly Forward Gala, Pennington Conservation District Annual Banquet, County Legislative Forum

25. Approval of the Vouchers - \$449,972.34
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