

**PENNINGTON COUNTY BOARD OF COMMISSIONERS  
PROPOSED MEETING AGENDA  
OCTOBER 17, 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 October 17<sup>th</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 – October 3, 2023
6. To cancel the following outstanding checks and remit \$15,183.45 to the Office of the State Treasurer as required by SDCL § 43-41B-20 (AUD)
7. To acknowledge the notice of intent to conduct a raffle – Black Hills Studio of the Arts (COM)
8. To accept the recommendation for the appointment of Ms. Jacqueline Cross to the Rapid City Area Air Quality Board (COM)
9. Approval of the letter of support for Pennington County Housing & Redevelopment for the Section 18 Disposition Application (COM)
10. To approve the elimination of the DBM A11 Positions and update the DBM Position listing on file (Comp. Committee)
11. To approve the Memorandum of Understanding between the City of Rapid City and Pennington County regarding the use of Central Square/TRAKiT Database subscription (DOE & PZ)
12. Approval of the 4<sup>th</sup> Qtr. LEMPG (Local Emergency Management Planning Grant) with the State of SD (EM)
13. Recognize and thank the volunteers for the month of September 2023 (HR)(Fire Admin)

**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:**

14. Items From Auditor

- a. State & Local Fiscal Recovery Funds
- b. Release Assigned Funds – Crisis Stabilization

15. Items From Sheriff

- a. Joint Resolution No. 2023-085 - To reduce homelessness in Rapid City and Pennington County

16. Items From Buildings & Grounds

- a. Action – TSP Design Service Contract for Concourse Drive Administrative Offices
- b. 2<sup>nd</sup> Purchase Agreement Amendment - 14 St. Joseph Street Property

17. Items From Highway Department

- a. Award Recommendation – AGG 2023-1 (Nichols Creek) and AGG 2023-2 (Robertson Pit)
- b. Amendment Number 1 to Bridge Improvement Grant Agreements & Acknowledgement and Certification Form
- c. Authorization to Purchase One New Mini Excavator
- d. 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”

18. Items From Compensation Committee

- a. Action – Dependent Care FSA
- b. Action – Policy 4.2 Holidays
- c. Action – Policy 4.7 Workers’ Compensation Insurance

19. Items from Commission Manager

- a. 2024 Board of Commissioners meeting dates
- b. Public Comment Policy & Procedure and Speaker Request Form
- c. Public Agenda Item Submission Policy & Procedure
- d. Spending authority to host educational Legislative Forum

20. 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.)

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

- a. Appeal of Planning Director’s Decision: Jeff and Mary Marrs; TJ Wojtanowicz – Agent.

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:**

- b. Major Planned Unit Development Amendment Review / PU 19-06: Rockerville Gold Town, LLC, Pat Hall. To review an amendment to an existing Planned Unit Development to allow for townhomes, apartments, and commercial businesses. *(Planning Commission recommended to continue the review of PU 19-06 to the Nov. 21, 2023, BOC meeting) (Cont. from the 10/3/2023 BOC Meeting)*

**End of Consent Agenda**

**Regular Agenda Items:**

**UNCONTESTED HEARING(S):**

- c. Public Hearing of Comprehensive Plan Amendment / CA 23-09: James Schamber. To amend the Comprehensive Plan to change the Future Land Use from Agriculture District to Suburban Residential District.
- d. Public Hearing of Rezone / RZ 23-13: James Schamber. To rezone from Agriculture District to Suburban Residential District.

**CONTESTED HEARING(S):**

- e. Planned Unit Development Overlay / PU 23-06: Horse Creek, LLC; Garret Kuchenbecker. To allow a Recreational Resort in a Commercial District. *(Cont. from the 9/19/2023 BOC Meeting)*
- f. Vacation of Plat / VP 23-04: Pennington County Highway Department. To vacate a portion of the platted public right-of-way of Knox Street.
- g. 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 the 10/3/2023 BOC Meeting)*

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. Meetings/Committee Reports – Scheduled meetings by Commissioner

TL – Tax Increment Review, Weed & Pest, EM Users Board, ESCC/911 Users Board  
LL – Planning Commission  
GD – No scheduled meetings  
RR – Tax Increment Review Committee  
DH – Central States Fair Board, Rapid City Public Library Board of Trustees  
ALL – Powwow, Lincoln Day Dinner, County Road Designation public meeting – Wall,  
Firefighter Annual Banquet

24. Approval of the Vouchers - \$3,286,946.77

25. 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)

26. Adjourn