

**PENNINGTON COUNTY BOARD OF COMMISSIONERS  
PROPOSED MEETING AGENDA  
OCTOBER 18, 2022  
9:00 A.M.  
COMMISSION CHAMBERS  
COUNTY ADMINISTRATION BUILDING**

**\*REVISED**



*Gary Drewes, Chair, District 5  
Lloyd LaCroix, Vice Chair, District 2*

*Ron Rossknecht, District 1  
Deb Hadcock, District 3  
Travis Lasseter, District 4*

**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 18<sup>th</sup>, 2022 Board of Commissioners Meeting.  
Please silence cell phones, pagers and other electronic communication devices.  
Agendas 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 special meeting – September 27, 2022
6. Minutes of the regular meeting – October 4, 2022
7. To approve a letter of support for the Hill City Ambulance District (*COM*)
8. To set the 2023 Board of Commissioners meeting dates (*COM*)
9. Approval of the Festival of Lights Parade Participant Application and Participant Indemnification, Statement of Financial Responsibility, and Waiver (*COM*)
10. Approval of the 4<sup>th</sup> Qtr. LEMPG (Local Emergency Management Planning Grant) with the State of SD (*EM*)
11. To approve the Adopt-A-Highway Application for a portion of Highway 1416 by the Ellsworth AFB Airman Leadership School (*HWY*)
12. Recognize and thank the volunteers for the month of September 2022 (*HR*)(*Fire Admin*)

**End of Consent Agenda**

**Regular Agenda Items:**

13. Items From Highway Department
  - a. Letting Authorization – South Rochford Road Reconstruction
  - b. Agreement for Services – 2023 Construction Administration

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. 2020 Election Chaos Presentation – What happened and where do we go from here – Ms. Sara Frankenstein, Attorney at Law
15. Request for funding from the Western Dakota Regional Water System – Mr. Dale Tech, President & Dr. Cheryl Chapman, Executive Director
16. Items From Sheriff’s Office
  - a. Fleet Vehicle Purchase – 2023 Annual Replacement
17. Items From Emergency Management
  - a. 2023 US Geological Survey Joint-Funding Agreement (Flood Warning System)
  - b. Pre-disaster Mitigation Grant Award acceptance
18. Items From Health & Human Services
  - a. New Name and Logo of Health and Human Services
- \*19. Items From the Building Committee
  - a. Courthouse Entry Addition 3<sup>rd</sup> Floor Buildout - Design Services Proposal (Recommendation)
20. Items From the Compensation Committee
  - b. 2023 Wage Scale Implementation (Recommendation)
21. Items From the Commission Manager
  - a. Resolution 2022-C1 Contingency Transfer – Natural Resources Management Budget (To correct the fund budget number previously approved)
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 22-20: Brent and Denise Tjeerdsma; Jared Ahlstrom - Agent. To reduce the setbacks to the property line in an Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance. (*Cont. from the 10/4/22 BOC meeting*)

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. Minor Plat / MPL 22-46: Jack and Marie Ziemer. To combine two lots to create Lot 8A, Block 3 of Pactola Estates in accordance with the Pennington County Subdivision Regulations. (*Planning Commission recommended approval of Minor Plat / MPL 22-46 with six (6) conditions*)
- c. Road Naming: Nate and Alexis Sobolewski. To name an existing 66-foot-wide Section Line Right-of-Way providing access to properties located in Sections 20, 21, 28, 29, 32, and 33, T2S, R13E, BHM, Pennington County, South Dakota, to Sobos Road. (*Planning Commission recommended approval of the Road Name of Sobos Road*)

**End of Consent Agenda**

**Regular Agenda Items:**

**UNCONTESTED HEARING(S):**

- d. Planned Unit Development Overlay Review / PU 21-03: Yardley and Co., Inc.; Shelby Woodland. To review a seasonal event venue / specialty resort on the subject property in accordance with Sections 205, 213, and 508 of the Pennington County Zoning Ordinance. (*Planning Commission recommended approval to end Planned Unit Development Overlay / PU 21-03 with the applicant's concurrence*)
- e. Public Hearing of Rezone / RZ 22-26: Glenn and Michelle Bintliff; KTM Design Solutions - Agent. To rezone 15.2 acres from Agriculture District to Ranchette District in accordance with Sections 205, 206, and 508 of the Pennington County Zoning Ordinance. (*Planning Commission recommended approval of Rezone / RZ 22-26*)

**CONTESTED HEARING(S):**

- f. Vacation of Easement / VE 22-02: Jack and Marie Ziemer. To vacate a 40-foot-wide access easement on the subject property in accordance with the Pennington County Zoning Ordinance.
- g. Public Hearing of Comprehensive Plan Amendment / CA 22-19: Free Range Rentals, LLC; Davis Engineering - Agent. To amend the Comprehensive Plan to change the Future Land Use from Ranchette District and Rural Residential District to Low Density Residential District in accordance with Sections 206, 207, 208, and 508 of the Pennington County Zoning Ordinance. (*Planning Commission recommended to deny without prejudice Comprehensive Plan Amendment / CA 22-19*) (*Cont. from the 10/4/22 BOC meeting*)
- h. Public Hearing of Rezone / RZ 22-25: Free Range Rentals, LLC; Davis Engineering - Agent. To rezone 7.2 acres from Agriculture District to Low Density Residential District in accordance with Sections 205, 207, and 508 of the Pennington County Zoning Ordinance. (*Planning Commission recommended to deny without prejudice Rezone / RZ 22-25*) (*Cont. from the 10/4/22 BOC meeting*)

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. Committee Reports – Scheduled meetings by Commissioner

TL – Health Care Trust Board, EM Users Board, RC Public Library Board of Trustees  
LL – ESCC/911 Users Board, Building Committee  
GD – Central States Fair Board  
RR – Planning Commission, Building Committee  
DH – Care Campus Advisory Board, Weed & Pest Board, Fire Service Board,  
Compensation Committee  
ALL – Firefighter Annual Recognition Banquet, Department Head Meeting, Gallantly  
Forward Gala – Derr Foundation

26. Approval of the Vouchers - \$5,179,613.85

27. 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)

28. Request for permission to bore a waterline under Baseline Road for agricultural and residential purposes - Justin Uhrig, Dean Klapperich and R&R Trenching (*Cont. from the 10/4/22 BOC mtg*)

29. Adjourn