

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
OCTOBER 5, 2021
9:00 A.M.
COMMISSION CHAMBERS
COUNTY ADMINISTRATION BUILDING**

***REVISED**



*Gary Drewes, Chair, District 5
Ron Rossknecht, Vice Chair, District 1*

*Lloyd LaCroix, District 2
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 5th, 2021 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
5. Executive Proclamation – Kimberly Schmidt Day (October 5, 2021)

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 regular meeting – September 21, 2021
7. To approve the second half of the budgeted operating transfers from the General Fund to the following funds: E911 Fund, in the amount of \$402,303; and Fire Administration Fund, in the amount of \$5,579. (AUD)
8. To approve the operating transfer from the General Fund to the Emergency Management Fund, in the amount of \$9,073 (AUD)
9. To acknowledge the filing of petitions as application for incorporations of the proposed Blake 2 Road District by the voters within the proposed district boundaries. (AUD)
10. Approve the South Dakota Game Fish & Parks Services Contract for snow removal at the Hill Top Parking Lot (HWY)
11. Approval of the Memorandum of Understanding – City of Rapid City Snow Removal (HWY)

End of Consent Agenda

Regular Agenda Items:

12. Resignation Acknowledgement & Member Appointment – Planning Commission

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. **9:15 a.m. Public Hearing** - Five Year County Transportation Plan 2022-2026
14. Items From States Attorney
 - a. Resolution and Donation Agreement– City of Wall
 - b. Resolution and Donation Agreement - Pennington County Housing & Redevelopment Authority
15. Items From Equalization
 - a. Abatement Application – Pennington County, Parcel# 37602, \$1,442.12
16. Items From Highway Department
 - a. Sand Salt Storage Building Change Order #4
17. Request for variance to Ordinance 14 and approval of a second approach – Denny Kaemingk, Janelle Finck, KTM, Agent
18. Items From Emergency Management
 - a. COVID-19 Update
– Any and all other business related to the COVID-19 virus
19. Items From Public
(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.)
20. Items From Planning & Zoning – 10:30 a.m.
BOARD OF ADJUSTMENT
 - a. Variance / VA 21-31: Dennis and Wyonne Kaemingk; Fisk Land Surveying – Agent
 - b. Variance / VA 21-32: Timothy Torpey
 - c. Variance / VA 21-33: Kevin and DiAnn Killion

Regular Agenda Items:

- d. Public Hearing of Ordinance Amendment / OA 21-13: Pennington County. To add Section 325 - Marijuana Ordinance Definition of Terms.
- e. Public Hearing of Ordinance Amendment / OA 21-14: Pennington County. To add Section 326 - Marijuana Businesses.
- f. Public Hearing of Ordinance Amendment / OA 21-15: Pennington County. To add Section 327 - Marijuana Business Development Plan Standards.
- g. Public Hearing of Ordinance Amendment / OA 21-16: Pennington County. To add Section 328 - Marijuana Business License.
- h. Public Hearing of Rezone / RZ 21-26: Pink Cabin, LLC; KTM Design – Agent
- i. Layout Plan / LPL 21-60: Dennis and Wyonne Kaemingk; Fisk Land Surveying – Agent
- j. Layout Plan / LPL 21-61: PDQ Construction Inc.; Justin DeVeny
- k. Public Hearing of Rezone / RZ 21-27: Bret and Sandra Estes; Ferber Engineering – Agent
- l. Layout Plan / LPL 21-62: Jack and Marie Ziemer

- m. Public Hearing of Rezone / RZ 21-10: Ian Estes and Brad Estes; Fisk Land Surveying – Agent
 - n. Public Hearing of Planned Unit Development Review / PU 16-03: Dan and Nancy Evangelisto / Century Home Crafters, LLC; Century Land Holdings, LLC; and Summer Creek Inn, LLC.
 - o. Public Hearing of Ordinance Amendment / OA 21-17: Pennington County. To amend Section 324-B-5-a “Accessory Dwellings” [to amend and supersede the existing Section 324-B-5-a “Accessory Dwellings”].
- *21. Request for updated letter of support for the Cold Springs Creek Property Acquisition – Mr. Jim Gubbels, District Ranger, Black Hills National Forest Mystic District
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.)
- a. Planning Agenda Items/Presentation Discussion – Commissioner LaCroix
 - b. Compensation Committee – Commissioner LaCroix
23. Committee Reports – Scheduled meetings by Commissioner
- TL – Elevate Rapid City Board, Community Health Center
 - LL – Healthcare Trust Board, Community Health Center
 - GD – MPO Executive Policy
 - RR – MPO Executive Policy, Planning Commission
 - DH – none scheduled
 - ALL – Military Appreciation BBQ, Firefighter Annual Recognition Banquet
24. Approval of the Vouchers - \$318, 667.75
25. Executive Session per SDCL 1-25-2
- a. Personnel Issue per SDCL 1-25-2(1)
 - Department Head Annual Review(s)
 - b. Contractual/Pending Litigation per SDCL 1-25-2(3)
26. Adjourn