

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
SEPTEMBER 20, 2022
9:00 A.M.
COMMISSION CHAMBERS
COUNTY ADMINISTRATION BUILDING**



*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 September 20th, 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
5. Executive Proclamation – National Custodian Appreciation Day (October 2, 2022)
6. Pennington County Employee(s) Years of Service Recognition
7. Pennington County Loss Control/Safety Achievement Awards on behalf of the South Dakota Public Assurance Alliance and the SDML Workers’ Compensation Fund

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. Minutes of the regular meeting – September 6, 2022
9. Recognize and thank the volunteers for the month of August 2022 *(HR)(Fire Admin)*

End of Consent Agenda

Regular Agenda Items:

10. Items From Health & Human Services
 - a. Crisis Stabilization Unit – New Name and Logo
11. Executive Session per SDCL 1-25-2
 - a. Contractual/Pending Litigation per SDCL 1-25-2(3)

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.

12. Items From Buildings & Grounds

- a. Courthouse Tunnel Replacement – Design Services Proposal
- b. 2022 Facilities Needs Assessment Presentation
- c. Property Purchase Recommendations and Special Meeting Request
- d. Resolution relating to lease-purchase of County Buildings, authorizing the execution and delivery of amendments to Lease-Purchase Agreement and Ground Lease and approving and authorizing execution of related documents and authorizing Certificates of Participation

13. Items From Highway Department

- a. Award Recommendation – AGG 2022-3 Aggregate Stockpile (Nichols Creek)
- b. Black Hills National Forest Service Nichols Quarry Rock Crushing Agreement
- c. Resolution 2022-09-20-1 Designation of Minimum Maintenance Road (Wisehart Road)
- d. Request to move Highway Department to Independent Wage Scale

14. Notice of Intent to rescind the motion approved on September 6, 2022 regarding the implementation of the 4-Day Compressed Workweek Proposal in the County Administration Building (*Commissioner LaCroix*)

15. Items From Human Resources

- a. County Administration Building 4-Day Compressed Workweek Proposal

16. Reestablishment of the Compensation Committee – Bylaws (*Commissioner Drewes*)

17. 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.)

18. Items From Planning & Zoning – 10:30 a.m.

BOARD OF ADJUSTMENT HEARING(S):

- a. Variance / VA 22-19: Scenic Volunteer Fire Department; Charles Maude – Agent
- b. Variance / VA 22-20: Brent and Denise Tjeerdsma; Jared Ahlstrom – 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:

- c. Road Naming: Kevin Thom. To name a 40-foot-wide private access easement providing access to properties located in Sections 11 and 12, T1N, R6E, BHM, Pennington County, South Dakota, to Labrador Trail (*Planning Commission recommended approval of the Road Name of Labrador Trail*)

- d. Road Naming: Andrew Scull. To name a 66-foot-wide private access easement providing access to properties located in Section 11, T1N, R6E, BHM, Pennington County, South Dakota, to Archer Way (*Planning Commission recommended approval of the Road Name of Archer Way*)

End of Consent Agenda

Regular Agenda Items:

CONTESTED HEARING(S):

- e. Public Hearing of Ordinance Amendment / OA 22-08: Pennington County. To amend Ordinance 735 “Pennington County Building Code and Construction Ordinance” [to amend and supersede the existing Pennington County Building Code and Construction Ordinance”] (*Planning Commission recommended approval of Ordinance Amendment / OA 22-08*)
- f. Tax Increment Finance District #5 Amendment: To amend the existing Tax Increment Finance District #5, which was submitted by the City of Box Elder for the purpose of developing Liberty Plaza (*Planning Commission recommended approval of Tax Increment Finance District #5 Amendment*)
 - A Resolution approving amendment of the original Project Plan and Contract for Private Development, Tax Increment Financing District Number Five, to allow for additional project costs
 - Revised Contract for Private Development - Tax Increment Financing District Number Five, County of Pennington, South Dakota
 - Revised Assignment Agreement – Liberty Plaza

19. Items From Commission Manager

- a. Authorization for Spending Authority – Courthouse Centennial Celebration

20. 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.)

21. Committee Reports – Scheduled meetings by Commissioner

TL – Planning Commission, RC Public Library Board of Trustees
LL – Air Quality Board, TIF Committee
GD – MPO Executive Policy Committee, Central States
RR – MPO Executive Policy Committee, PC Council on Aging, TIF Committee
DH – Fire Service Board
ALL – SDACC Annual Convention

22. Approval of the Vouchers - \$2,865,554.87

23. 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)

24. Adjourn