

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
SEPTEMBER 6, 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 September 6, 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. Recognition of New Employees
6. Recognition of Emergency Management Director Dustin Willett – Achieved CEM Certified Emergency Manager credential

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:

7. Minutes of the regular meeting – August 16, 2022
8. To acknowledge the 2022 Polling Place List as the official polling locations for the General Election (*AUD*)
9. Approval of a letter of support for the Black Hills National Forest to acquire 160 acres of privately-owned land thru a Land and Water Conservation Fund proposal (*COM*)
10. Approval of a letter of support for the SDDOT for a Bridge Investment Grant for two bridges along I-90 over Bull Creek (*COM*)
11. Approval of the 2023 Local Emergency Management Performance Grant Sub-Recipient Agreement (*EM*)
12. Approval of the SD Game Fish & Parks General Services Contract for snow removal and fall mowing at the Hill Top Parking Lot for the 2022-2023 season (*HWY*)
13. Approval of the SD Game, Fish & Parks General Services Contract for snow removal and fall mowing on Whitetail Loop Road for the 2022-2023 season (*HWY*)

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. To declare as surplus for the purpose of disposal outdated and inoperable equipment: 2008 Autoclear X-Ray Machine, model 6040AD, Asset# 5745; 2001 Heimann X-Ray Machine High Scan 2416, Asset # 6167; and CEIA Metal Detector, Asset# 5384 (SO)

End of Consent Agenda

Regular Agenda Items:

15. Pennington County Board of Mental Illness Appointment(s) – Mr. Greg Barnier, Esq. (PCBMI Board Chair)
16. Central States Fair Grounds Building Renovations Bid Award – Mr. John Kaiser, Asst. General Manager
17. Items From Auditor
 - a. Renewal of Hunting Preserve Alcoholic Beverage License – Dakota Honey Hole LLC.
18. Items From Treasurer
 - a. Uncollectible Mobile Homes Warrants for 2021
19. Items From Buildings & Grounds
 - a. Courthouse Tunnel Replacement – Design Services Proposal
20. Items From Highway Department
 - a. 2020 Local Federal Bridge Program Funding Agreement Amendments
 - b. 2021 Local Federal Bridge Program Funding Agreements
 - c. South Dakota VW Program Rebate Agreement
 - d. Resolution 2022-09-06-1 Sheridan Lake Road Speed Limit
 - e. Authorization to Advertise and Let Portland Cement Concrete Repair (Liberty Boulevard)
21. Items From Commission Manager
 - a. Discretionary Formula Resolution
 - b. 2022 Proposed Resolutions and Policy Statement Changes – South Dakota Association of County Commissioners (SDACC)
 - c. SDACC Restated and Amended By-Laws
22. **10:00 a.m.** Public Hearing per SDCL § 7-21-8
Consideration of the FY2023 Provisional Budget as the Annual Budget of Appropriations, Expenditures and Revenues (Includes any and all items related to the final FY2023 budget)
- Resolution for the Adoption of Annual Budget for Pennington County, SD
- *23. Notice of Intent to Rescind or to Amend Something Previously Adopted - County Administration Building 4-Day Compressed Workweek Proposal (Commissioner Rossknecht)

24. 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.)

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

BOARD OF ADJUSTMENT HEARING(S):

- a. Variance / VA 22-18: Wood Stock Supply Inc.
- b. Subdivision Regulations Variance / SV 22-08: Caputa Acres LLC; Milton Gutknecht. (*Cont. from the 8/16/22 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:

- c. Road Naming: H & H Land Company No. 2, LLC / Brian Hammerbeck. To name a 66-foot wide private access easement and in portions of a 66-foot wide Section Line Right-of-Way providing access to properties located in Sections 13, 24, and 25, in T1S, R9E and Sections 19 and 30, in T1S, R10E, all of BHM, Pennington County, South Dakota, to Dancing Wolf Road. (*Planning Commission recommended approval of the Road Name of Dancing Wolf Road*)
- d. Road Naming: H & H Land Company No. 2, LLC / Brian Hammerbeck. To name a 66-foot-wide access easement providing access to properties located in Section 25, T1S, R9E and Section 30, T1S, R10E, all of BHM, Pennington County, South Dakota, to Cisco Lane (*Planning Commission recommended approval of the Road Name of Cisco Lane*)
- e. Road Naming: H & H Land Company No. 2, LLC / Brian Hammerbeck. To name a 66-foot-wide access easement providing access to properties located in Section 25, T1S, R9E, BHM, Pennington County, South Dakota, to Two Socks Place (*Planning Commission recommended approval of the Road Name of Two Socks Place*)
- f. Road Naming: H & H Land Company No. 2, LLC / Brian Hammerbeck. To name a 66-foot-wide access easement providing access to properties located in Section 19, T1S, R10E, BHM, Pennington County, South Dakota, to Kostner Court (*Planning Commission recommended approval of the Road Name of Kostner Court*)
- g. Road Naming: H & H Land Company No. 2, LLC / Brian Hammerbeck. To name a 66-foot-wide access easement providing access to properties located in Sections 19 and 30, T1S, R10E, BHM, Pennington County, South Dakota, to Standing Fist Road (*Planning Commission recommended approval of the Road Name of Standing Fist Road*)

End of Consent Agenda

Regular Agenda Items:

CONTESTED HEARING(S):

- h. Public Hearing of Ordinance Amendment / OA 22-01: To add Section 321 “Hard Rock Mining” [to add Section 321 “Hard Rock Mining”] to the Pennington County Zoning Ordinance (*Planning Commission recommended approval of Ordinance Amendment / OA 22-01*)(*Cont. from the 7/19/22 BOC meeting*)
26. 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.)
27. Committee Reports – Scheduled meetings by Commissioner
- TL – LEPC meeting, Health Care Trust Board, Community Health Center Board
 - LL – Community Health Center Board, Building Committee
 - GD – No scheduled meetings
 - RR – PC Housing & Redevelopment, MPO Executive Policy Comm., Building Comm.
 - DH – PC Housing & Redevelopment, Planning Commission
 - ALL – Central States Fair & Rodeo Kickoff, Box Elder Transformation Expo
28. Approval of the Vouchers - \$813,174.45
29. 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)
30. Adjourn