

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of February 16, 2021

The Pennington County Board of Commissioners met at 9:00 a.m. on Tuesday, February 16, 2021, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Gary Drewes called the meeting to order with the following Commissioners present: Deb Hadcock, Lloyd LaCroix, Travis Lasseter and Ron Rossknecht.

REVIEW AND APPROVE AGENDA

MOVED by LaCroix and seconded by Lasseter to approve the agenda as presented. Vote: Unanimous.

CONSENT AGENDA

MOVED by LaCroix and seconded by Hadcock to approve the Consent Agenda as presented. Vote: Unanimous.

5. Approve the minutes of the January 29, 2021, meeting.
6. Declare Asset #5816 HP SAS Store System Support as surplus for the purpose of disposal.
7. Recognize and thank the volunteers for the month of January 2021.
8. Declare Asset #68634, 2014 Chevrolet Impala as surplus property to be turned over to the insurance company for salvage sale.

End of Consent Agenda

MINUTES OF THE REGULAR MEETING – FEBRUARY 2, 2021: MOVED by Hadcock and seconded by Lasseter to correct the minutes of the February 2, 2021, Board of Commissioners meeting to reflect the January 19, 2021, Commission meeting date. Vote: Unanimous.

2021 EXTENSION ADVISORY BOARD APPOINTMENT: MOVED by LaCroix and seconded by Lasseter to appoint Heather Chambliss to the 2021 Pennington County Extension Advisory Board. Vote: Unanimous.

WICKSVILLE DAM MANAGEMENT AGREEMENT: MOVED by Hadcock and seconded by LaCroix to direct staff to enter into a new agreement with the SD Game Fish and Parks Dept., either donate or enter into a new lease agreement for the Wicksville Dam and bring it back for final approval. Vote: Unanimous.

ITEMS FROM AUDITOR

A. **BUDGET SUPPLEMENT RESOLUTION SP21-002:** MOVED by Hadcock and seconded by Lasseter to approve Budget Supplement Resolution SP21-002 for the E911 Fund Restricted Balance in the amount of \$646,567. Vote: Unanimous.

RESOLUTION
BUDGET SUPPLEMENT SP21-002

WHEREAS it is necessary to supplement the 2021 Annual Budget for the support of Pennington County and its existing public institutions; and

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WHEREAS the adoption of the proposed budget supplement was duly considered by the Pennington County Commission on the 16th day of February, 2021, at 9:15 a.m., in the Commission Meeting Room, pursuant to due notice;

NOW THERE FORE BE IT RESOLVED that the following budget supplement is approved:

From the E911 Fund Restricted Fund Balance

222-0820	Interest-Motorola Equipment Lease	\$21,527
222-0810	Principal-Motorola Equipment Lease	\$625,040

BE IT FURTHER RESOLVED that this supplement is necessary for the support of the county government and its existing public institution, therefore this Resolution shall become effective immediately upon publication.

Dated this 16th day of February, 2021.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

ATTEST: (SEAL)
/s/ Cindy Mohler, Auditor

B. REQUEST FOR TRANSFER OF TAX DEED PROPERTIES TO THE CITY OF RAPID CITY: MOVED by Hadcock and seconded by LaCroix to approve the Pennington County Resolution for the transfer of real property to the City of Rapid City for the following Tax ID's: 45189, 55923, 56619, 65740, 58148, 62693, 62762 and 62865. Vote: Unanimous.

**PENNINGTON COUNTY RESOLUTION
FOR THE TRANSFER OF REAL PROPERTY**

WHEREAS, on January 19, 2021, the Common Council for the City of Rapid City (City) approved a formal request that Pennington County (County) transfer ownership of several tax deed properties to the City, and

WHEREAS, SDCL §§ 6-5-2, 6-5-3 & 7-18-30 authorize the County, by resolution, to make a gratuitous transfer of real property to the City for a public purpose, and

WHEREAS, said tax deed properties are located within the extraterritorial jurisdiction of the City and would best serve the interest of the public under the ownership and management of the City; and

WHEREAS, The County deems it in the best interest of the public to convey the following described real property to the City to be used by the City for the benefit of the public.

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NOW, THEREFORE BE IT RESOLVED that the Pennington County Board of Commissioners do hereby declare as surplus Parcel ID 45189, A tract of land in the West Half of the Southwest Quarter (W1/2SW1/4) of Section 15 in Township 1 North of Range 7 East of the Black Hills Meridian, in the City of Rapid City, Pennington County, South Dakota, as shown on that certain plat entitled “parcel of land located in the West Half of the Southwest Quarter (W1/2SW1/4) of Section 15 in Township 1 North of Range 7 East of the Black Hills Meridian in Pennington County, South Dakota” filed September 4, 1947 in Highway plat book 2 page 231, excepting therefrom Lots 1, 2, 3 and 4 of Arrowhead Hills and Heidiway Lane in the W1/2SW1/4 of Section 15, T1N, R7E, BHM, as shown on the plat filed in plat book 11, page 132, and excepting therefrom Lot 4 revised and Lots 5 through 17, inclusive, of Arrowhead Hills in the W1/2 of Section 15, T1N, R7E, BHM, as shown on the plat filed in plat book 11, page 198; Parcel ID 55923, Outlot B Auburn Hills Subd; Parcel ID 56619, Lot 7R Madison’s Subd; Parcel ID 65740, Drainage Lot 1 Red Rock Meadows Subd; Parcel ID 58148, Drainage Lot Minnesota Ridge Heights Subd; Parcel ID 62693, Lot A Block 1 Copperfield Vistas Subd; Parcel ID 62762, Lot 38 Block 8 Auburn Hills Subd; Parcel ID 62865, Lot 23A Block 1 Brookfield Subd; for the purpose of conveying and transferring said real property to the City of Rapid City at no cost to the City except for outstanding assessments and fees to record the deeds, if any there be.

Dated this 16th day of February, 2021.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

ATTEST: (SEAL)
/s/ Cindy Mohler, Auditor

ITEMS FROM EMERGENCY MANAGEMENT

A. COVID-19 UPDATE: Informational only.

B. LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT – COVID-19 SUPPLEMENTAL GRANT FUNDING (LEMPG-S): MOVED by Hadcock and seconded by Lasseter to approve the Local Emergency Management Performance Grant – COVID-19 Supplemental grant funding sub-recipient agreement with the State of South Dakota Office of Emergency Management. Vote: Unanimous.

ITEMS FROM EQUALIZATION

A. ABATEMENT APPLICATIONS: MOVED by Hadcock and seconded by Lasseter to approve the abatement applications for the 2020 tax year for the following: City of Rapid City: Parcel #70020, \$701.94; Parcel #70021, \$14,070.96; Parcel #28598, \$91.10; Parcel #36523, \$4,586.88; Parcel #39203, \$452.28; Parcel #24964, \$584.24; for David W. Snyder; Parcel #21873, \$1,129.64; for Rapid City Peace Officers Fraternity, Parcel #44526, \$2,984.02; for Donald C. Back, Parcel #46473, \$601.48; for Prairie Acres, Parcel #8002299, \$40.58; for Prairie Acres, Parcel #8010607,

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\$25.20; for Northwest Engineering, Parcel #8005859, \$47.84 and for Kathy L. Beach, Parcel #7270, \$1,956.18. Vote: Unanimous.

ITEMS FROM HUMAN RESOURCES

A. **NEW POSITION REQUESTS:** MOVED by LaCroix and seconded by Lasseter to approve the position titles and DBM ratings for the Public Defender's Office and update the position listing on file in the Human Resources Office: Legal Intern 1 (B22) and Legal Intern 2 (B23). Vote: Unanimous.

ITEMS FROM HIGHWAY

A. **AUTHORIZATION TO PURCHASE CORRUGATED METAL PIPE:** MOVED by LaCroix and seconded by Hadcock to authorize the Highway Department to purchase corrugated metal pipe from True North Steel, Huron, SD, utilizing the Beadle County, SD, bid awarded on January 19, 2021. Vote: Unanimous.

B. **RIGHT-OF-WAY CERTIFICATES:** MOVED by Hadcock and seconded by LaCroix to approve the Right-Of-Way Certificates for bridges 52-316-316 and contingent on approval from land owner on 52-317-318 on Thunderhead Falls Road. Vote: Unanimous.

C. **APPLICATION FOR STATEWIDE PLANNING AND RESEARCH FUNDED TRANSPORTATION STUDY:** MOVED by Rossknecht and seconded by LaCroix to authorize the Highway Department to submit an application for a Statewide Planning and Research Funded Transportation Study. Vote: Unanimous.

REQUEST TO RELOCATE CATTLE GUARD ON BABCOCK ROAD – JAYCE SHEARER: MOVED by Hadcock and seconded by Lasseter to continue this item until the March 2, 2021, Commission meeting. Vote: Unanimous.

PENNINGTON COUNTY HOUSING AND REDEVELOPMENT COMMISSION APPOINTMENT: MOVED by Hadcock and seconded by Lasseter to appoint Commissioner Ron Rossknecht to the Pennington County Housing and Redevelopment Commission for a term of five years effective April 20, 2021. Vote: The motion carried 4-1 with LaCroix voting no.

2021 LEGISLATIVE SESSION

A. **UPDATE ON PROPOSED BILLS/SESSION ACTIVITY:** MOVED by LaCroix to write a letter in support of SB 151. The motion died with the lack of a second.

MOVED by Hadcock and seconded by Rossknecht to table items 20, 21 & 22. Vote: Unanimous.

MOVED by Hadcock and seconded by Lasseter for a five-minute recess. Vote: Unanimous.

ITEMS FROM PLANNING & ZONING

BOARD OF ADJUSTMENT: MOVED by Rossknecht and seconded by Lasseter to convene as the Board of Adjustment. Vote: Unanimous.

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A. VARIANCE / VA 21-01: Rushmore Candy; Cameron Fullerton – Agent. To exceed the maximum height requirement of 35 feet to 130 feet and 3 inches for an amusement ride on the subject property in a Highway Service District in accordance with Sections 210 and 509 of the Pennington County Zoning Ordinance.

Lot A of SW1/4SW1/4; Lot A1 of Lot H2 of SW1/4SW1/4, Section 3, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to approve VA21-01 with (1) condition due to Rossknecht’s oral findings that (1) granting the variance doesn’t run counter to the public interest based on Staff’s findings; and (2) special conditions exist, to wit: the natural terrain is not steep enough, and the elevation not high enough to support the proposed attraction, that excuse literal enforcement of the ordinance in that (a) enforcement causes “unnecessary hardship,” to wit: the attraction is not possible without the variance the owner cannot enjoy the full potential of the property with the variance, and (b) granting the variance not only observes the ordinance’s spirit but ensures substantial justice is done. Vote: Unanimous.

1. That this Variance request only applies to the proposed Drive Terminal for the proposed zip line (130 feet and 3 inches). All other structures must maintain the proper height requirements or obtain separate Variance(s) for that structure.

MOVED by Hadcock and seconded by LaCroix to adjourn as the Board of Adjustment and reconvene as the Board of Commissioners. Vote: Unanimous.

PLANNING & ZONING REGULAR AGENDA

B. SECOND READING OF REZONE / RZ 20-08 AND COMPREHENSIVE PLAN

AMENDMENT / CA 20-06: Jessica Hessler – 7 Wonders, LLC; Fisk Land Surveying – Agent. To rezone 1.01 acres from General Agriculture District (minimum 40-acre lot size) to Suburban Residential District (minimum 20,000 square foot lot size) and to amend the Comprehensive Plan to change the Future Land Use from Rural Residential District (minimum 3 acre lot size) to Suburban Residential District (minimum 6,500 square foot lot size) in accordance with Sections 205, 208, and 508 of the Pennington County Zoning Ordinance.

Lots 1 and 2 of Lots 7 and 8 of Clear Creek Placer MS 1184, Section 22, T1N, R5E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by LaCroix to approve Rezone / RZ 20-08 and Comprehensive Plan Amendment / CA 20-06. Vote: Unanimous.

C. LAYOUT PLAN / LPL 21-04: TDG Real Estate, Mike Gennaro. To subdivide and create Glendale #1 Tract A and Glendale #1 Tract B of Glendale Lode #1 MS 1111 in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

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EXISTING LEGAL: All, Glendale #1 Lode MS 1111, Section 14, T2S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Glendale #1 Tract A and Glendale #1 Tract B of Glendale Lode #1 MS 1111, Section 14, T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Hadcock to approve Layout Plan / LPL 21-04 with the following ten (10) conditions. Vote: Unanimous.

1. That at the time of Minor Plat submittal, proposed tracts be renamed Tract A and Tract B of Glendale #1, per Register of Deeds comments;
2. That at the time of Minor Plat submittal, the 40' access easement be identified on the plat;
3. That at the time of Minor Plat submittal, the plat be prepared by a South Dakota Registered Land Surveyor;
4. That prior to Minor Plat submittal, the Certifications on the Minor Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations;
5. That at the time of Minor Plat submittal, the plat meets the requirements of Section 400.3 of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any of these requirements that are not met;
6. That at the time of Minor Plat submittal, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
7. That prior to the mylar being filed at Register of Deeds, the applicant provide percolation tests and soil profile hole information for proposed Tract A and Tract B or obtain an approved Subdivision Regulations Variance to waive these requirements;
8. That prior to the mylar being filed at Register of Deeds, the applicant obtain either an approved Rezone and Comprehensive Plan Amendment or Lot Size Variances for the proposed lots;
9. That the applicant ensures all-natural drainage ways are maintained and not blocked; and,
10. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

D. PRELIMINARY PLAT / PPL 21-05: Ron and Susan Johnson. To subdivide and create Lot 1-R2 of Jones Ranch Subdivision in accordance with Section 400.2 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 1R of Jones Ranch Subdivision and SE1/4 Less 9.93 AC in SE1/4 and Less Jones Ranch Subdivision and Less Caputa Community Cemetery and Less Dedicated ROW, Section 36, T1N, R9E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 1-R2 of Jones Ranch Subdivision, and a portion of the SW1/4 of SE1/4, Section 36, T1N, R9E, BHM, Pennington County, South Dakota.

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MOVED by Hadcock and seconded by LaCroix to approve Preliminary Plat / PPL 21-05 with the following six (6) conditions. Vote: Unanimous.

1. That prior to Final Plat submittal, the Certifications on the Final Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations;
2. That prior to Final Plat submittal, the plat meets the requirements of Section 400.3 of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any requirements that are not met;
3. That prior to Final Plat submittal, 8-foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines;
4. That prior to the mylar being filed at Register of Deeds, the applicant obtain either an approved Rezone or Lot Size Variance for proposed Lot 1-R2;
5. That the applicant ensures all natural drainage ways are maintained and not blocked; and,
6. That following platting of the proposed lot, any on-site wastewater treatment system(s) be subject to the requirements of Section 204(J) of the Pennington County Zoning Ordinance, including the requirement to obtain an Operating Permit.

E. FIRST READING AND PUBLIC HEARING OF REZONE / RZ 21-01: Ron and Susan Johnson. To rezone 10.473 acres from Low Density Residential District and General Agriculture District to Limited Agriculture District in accordance with Sections 205, 206, 207, and 508 of the Pennington County Zoning Ordinance.

Metes and bounds description more fully described as follows: Commencing at the northwesterly corner of Lot 1-R of Jones Ranch subdivision, and the point of beginning. Thence, first course: N 89°56'58" E, along the northerly boundary of said Lot 1-R, a distance of 609.94 feet, to the northeasterly corner of said Lot 1-R; Thence, second course: S 00°01'10" E, along the easterly boundary of said Lot 1-R, a distance of 117.09 feet; Thence, third course: N 89°56'22" E, a distance of 394.64 feet, to the northwesterly corner of Lot 3 of Jones Ranch Subdivision; Thence, fourth course: S 00°03'38" E, along westerly boundary of said Lot 3, a distance of 383.04 feet, to the southwest corner of said Lot 3, common to a point on the northerly edge of said Dawkins Road right-of-way; Thence, fifth course: S 89°56'08" W, along the northerly edge of said Dawkins Road right-of-way, a distance of 394.91 feet, to the southeasterly corner of said Lot 1-R; Thence, sixth course: S 89°57'57" W, along the southerly boundary of said Lot 1-R, common to the northerly edge of said Dawkins Road right-of-way, a distance of 609.86 feet, to the southwest corner of said Lot 1-R, common to a point on the easterly edge of Caputa Loop right-of-way; Thence, seventh course: N 00°01'44" W, along the westerly boundary of said Lot 1-R, common to the easterly edge of said Caputa Loop right-of-way, a distance of 499.98 feet, to the said Point of Beginning. Said Parcel contains 10.473 acres more or less, Section 36, T1N, R9E, BHM, Pennington County, South Dakota.

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MOVED by Hadcock and seconded by Lasseter to approve the first reading of Rezone / RZ 21-01. Vote: Unanimous.

F. LAYOUT PLAN / LPL 21-02: Lyndon Bolt; GL Development Co., LLC. To subdivide and create Lots 1 through 6 of Elkhorn Estates in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Hare Lippa Tract (aka Pt of Lot 1; Parcel 1 of Lot 4 Less Right-of-Way; and Parcel 3 of Lot 3 Less Right-of-Way, Sections 2 and 3, T2S, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1 through 6 of Elkhorn Estates, Sections 2 and 3, T2S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Hadcock to approve Layout Plan / LPL 21-02 with the following thirteen (13) conditions. Vote: Unanimous.

1. That at the time of Preliminary Plat submittal, the portion of the parent parcel, lying on the opposite (north) side of Old Hill City Road, be identified on the plat;
2. That at the time of Preliminary Plat submittal, the 50' access easement be identified as a named right-of-way on the plat, per Emergency Services comments;
3. That prior to Preliminary Plat submittal, the Certifications on the Preliminary Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations;
4. That prior to Preliminary Plat submittal, the applicant obtains approved Building Permits for the 26' x 30' detached garage and 12' x 16' greenhouse and pay any associated penalty fees;
5. That at the time of Preliminary Plat submittal, the plat meets the requirements of Section 400.2 of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any of these requirements that are not met;
6. That at the time of Preliminary Plat submittal, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
7. That prior to the mylar being filed at Register of Deeds, the entire 66 feet of Section Line right-of-way be dedicated and improved by the developer or a Variance be obtained, waiving this requirement;
8. That prior to the mylar being filed at Register of Deeds, the applicant obtain an approved resolution to relocate any portion of Section Line;
9. That prior to the mylar being filed at Register of Deeds, the applicant provide percolation tests and soil profile hole information for proposed Lot 1, Lot 2, Lot 3, Lot 5, and Lot 6 or obtain an approved Subdivision Regulations Variance to waive these requirements
10. That prior to the mylar being filed at Register of Deeds, the applicant obtain an approved Rezone for proposed Lots 1-6 and Comprehensive Plan Amendment (as applicable) or obtain an approved Lot Size Variance for the proposed lots;
11. That the applicant ensures all-natural drainage ways are maintained and not blocked;

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12. That within 60 days of the mylar being filed at the Register of Deeds, the applicant apply for a Conditional Use Permit for the 20' x 80' detached garage on proposed Lot 3; and,
13. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

G. PRELIMINARY PLAT / PPL 21-01: David and LuAnn Hintz. To combine lots to create Lot 1R, Block 11, The Ranch at Black Gap in accordance with Section 400.2 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 1 and Lot 2, Block 11, The Ranch at Black Gap, Section 9, T1S, R8E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 1R, Block 11, The Ranch at Black Gap, Section 9, T1S, R8E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by LaCroix to approve Preliminary Plat / PPL 21-01 with the following five (5) conditions. Vote: Unanimous.

1. That prior to submittal of the Final Plat, the plat meets all requirements of Pennington County Subdivision Regulations, or approved Variance(s) to Subdivision Regulations be obtained waiving any of these requirements that are not met. Subdivision Regulations Variances shall be submitted per Section 700 of Pennington County Subdivision Regulations;
2. That prior to submittal of the Final Plat, the Plat include the following note: Prior to any Building Permit, each lot must identify two on-site wastewater systems with accompanying percolation tests and soil profiles for each location;
3. That the Certifications on the plat be in accordance with Section 400.2 of the Pennington County Subdivision Regulations;
4. That all-natural drainage ways are maintained and are not blocked; and,
5. That following platting of the proposed lots, any on-site wastewater treatment system(s) be subject to the requirements of Section 204(J) of the Pennington County Zoning Ordinance, including the requirement to obtain an Operating Permit.

H. LAYOUT PLAN / LPL 21-03: Bonni Johannsen; Johannsen Family Trust. To subdivide and create Lots 1 and 2 of BJFT Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot D of Gov't Lot 9 and of NE1/4SW1/4 Section 13, T1S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1 and 2 of BJFT Subdivision, Section 13, T1S, R6E, BHM, Pennington County, South Dakota.

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MOVED by Rossknecht and seconded by LaCroix to approve Layout Plan / LPL 21-03 with the following ten (10) conditions. Vote: Unanimous.

1. That prior to Preliminary Plat submittal, the plat be prepared by a Registered Professional Land Surveyor;
2. That prior to Preliminary Plat submittal, the Certifications on the Preliminary Plat be in accordance with Section 400.2 of the Pennington County Subdivision Regulations;
3. That at the time of Preliminary Plat submittal, the plat meets the requirements of Section 400.2 of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any of these requirements that are not met;
4. That at the time of Preliminary Plat submittal, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
5. That at the time of Preliminary Plat submittal, the storage warehouse setback for the west property line be determined and if it does not meet the minimum required setback, a setback Variance be obtained prior to filing the mylar with the Register of Deeds;
6. That an Operating Permit be obtained for the existing onsite wastewater treatment system prior to submittal of the Preliminary Plat;
7. That prior to the mylar being filed at Register of Deeds, the applicant obtain an approved Conditional Use Permit for the existing 60' x 250' detached warehouse storage building;
8. That prior to the mylar being filed at Register of Deeds, the applicant obtain an approved Rezone for the proposed lots in BJFT Subdivision;
9. That the applicant ensures all natural drainage ways are maintained and not blocked; and,
10. That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

I. REQUEST TO NOT BUILD TO ORDINANCE 14 STANDARDS: Keith Kuchenbecker.

MOVED by Hadcock and seconded by Drewes to approve the request to not submit engineered road construction plans; have a road width of 14-feet instead of 24-feet; have a gravel surface depth of 4-inches instead of 6-inches; to have slopes greater than 4' to 1'; have ditches less than 2-feet deep and to not construct a turnaround with one condition. Vote: Unanimous

1. If there is any more development that they will have to comply with Ordinance 14. Stanadards.

MOVED by Hadcock and seconded by LaCroix to take items 20, 21 & 22 off of the table. Vote: Unanimous.

APPROVAL OF VOUCHERS: MOVED by Lasseter and seconded by Drewes to approve the voucher in the amount of \$698.15 to Rose Inn LLC. Vote: The motion carried 4-0 with Hadcock abstaining. MOVED by LaCroix and seconded by Hadcock to approve the vouchers entered below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling \$2,423,711.29. Vote: Unanimous.

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10 Properties LLC, 1,500.00; 341 Trade LLC, 30,000.00; 3D Specialties Inc, 4,077.60; 4Imprint, 2,496.19; A & B Business Inc, 4,755.88; A & B Welding Supply Co, 558.08; A To Z Shredding, 1,504.16; AAA Investments LLC, 750.00; Aarms, 255.00; Ace Steel And Recycling, 62.88; Adams-Isc LLC, 443.89; Adani Systems Inc, 16,178.75; Adaptamed, LLC, 1,285.00; Al Cornella Refrigeration, 185.56; Alcohol Monitoring Systems Inc, 860.00; Amazon.Com Services, 624.73; American Engineering Testing Inc, 1,830.00; Americinn Motel, 1,200.00; AT&T Mobility, 306.36; Audra Hill Consulting Inc, 16,027.41; Avanti Motel, 300.00; Avi Systems Inc, 7,291.00; Badlands Automotive, 44.75; Balco Uniform Co Inc, 7,657.73; Banks, Bridgette R, 2,079.05; Bargain Barn Tire Center, 200.00; Bargain Printing, 259.40; Barnier Law Office PC, 1,753.50; Basler Printing Co, 462.95; Batteries Plus Bulbs #934, 62.95; Beardsley Peggy, 300.00; Behavior Management Systems Inc, 50,729.00; Behrens-Wilson Funeral Home, 3,820.00; Benchmark Data Labs, 17,167.00; BH Chemical Company Inc, 12,929.38; BH Energy, 15,595.30; BH Energy, 97.60; BH Energy, 330.00; BH Energy, 51,532.13; BH Obstetrics & Gynecology LLC, 3.00; BH Orthopedic & Spine Center PC, 535.33; BH Pediatrics & Neonatology LLP, 741.77; BH Regional Job Fair, 375.00; BH Tent And Awning, 118.00; BH Urgent Care LLC, 875.00; Bi Inc, 5,448.90; Bishop, Lynn M, 281.25; Bob Barker Company Inc, 4,098.10; Border States Electric, 4,036.40; Brekke Sales Company, 15,682.95; Briarwood Products LLC, 954.00; Bringswhite, Erik, 5,335.00; Bringswhite, Morgan, 3,475.00; Brosz Engineering Inc, 2,887.50; Burnette Jr Arthur J., 900.00; Burroughs Counseling And Consultation LLC, 275.00; Butler Machinery Company, 304.43; Cameron, George R, 1,326.40; Carquest Auto Parts, 4.89; Cash-Wa Distributing, 2,205.29; Catholic Social Services, 200.00; Cat's Cleaning, 50.00; CC Property Management LLC, 540.00; CDW Government Inc, 26,948.48; Centerspace LP, 440.00; Central States Fair Inc, 18,969.00; Charm-Tex Inc, 1,257.90; Childs Voice, 366.00; Chris Supply Co Inc, 118.34; City Of Box Elder, 124.73; City Of Box Elder, 284.28; City Of New Underwood, 1,918.98; City Of Rapid City -Water, 1,735.75; City Of Rapid City -Water, 1,215.61; City Of Rapid City, 10,170.50; Clark Printing, 263.22; Clayborne, Deanna K, 1,464.05; Climate Control Systems And Service LLC, 1,184.00; Climate Systems Inc, 860.94; Cline, Jean M, 972.45; Clinical Laboratory Of The Black Hills, 10,262.79; Community Health Center For The Black Hills Inc, 26,000.00; Community Health Center Of The Black Hills Inc, 490.00; Connections Inc EAP, 1,246.20; Connelly, Randal E, 1,348.30; Conrad's Big C Electric Inc, 5,690.00; Contractors Insulation And Drywall Supply, 443.29; Contractors Supply Inc, 13.00; Convergint Technologies LLC, 155.00; Cooks Correctional, 413.04; Copy Country, 139.00; Coremr LC, 1,122.00; Cornerstone Apartments, 140.00; Correct RX Pharmacy Services Inc, 14,739.97; Countryside Property Management LLC, 780.00; Crescent Electric Supply, 1,092.90; Crum Electric Supply, 276.03; Culligan Water, 60.00; Cummins Central Power LLC, 2,975.12; Dakota Business Center, 8,562.57; Dakota Fluid Power Inc, 2,466.08; Dakota Plains Legal Services Inc, 28,750.00; Dakota Sports, 960.42; Dale's Tire & Retreading Inc, 5,025.37; Darby Dental Supply LLC, 139.62; Dash Medical Gloves Inc, 8,498.10; Davis, Kathy, 584.40; Delta Dental Of South Dakota, 39,058.94; Dennis Supply - RC, 99.50; Denny Menholt Chevrolet, 3,671.53; De's Oil Inc, 1,659.70; Diamond Vogel Paint Center, 329.20; DLT Solutions LLC, 5,270.90; Driftwood Estates, 147.00; Drury, Jessie, 75.00; Eastern Penn Conservation, 7,788.75; Election Systems & Software LLC, 26,737.10; Eprovider Solutions, 444.76; Ertz, Dewey J, 4,750.00; Evergreen Office Products, 453.68; Fair Value Inn, 700.00;

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Fastenal Company, 636.29; Federal Express, 13.21; Ferguson Enterprises Inc #226, 1,616.25; Fidelity Security Life, 5,437.98; Fifth Street Properties Investment LLC, 1,540.00; Fink, Teresa L, 547.90; First Interstate Bank, 1,183.79; First Interstate Bank, 550.00; First Interstate Bank, 33.50; First Interstate Bank, 947.15; First Interstate Bank, 93.02; First Interstate Bank, 438.46; First Interstate Bank, 43.20; First Interstate Bank, 807.49; First Interstate Bank, 175.64; Flooring America, 141.30; Floyd's Truck Center, 176.66; Fork Real Community Cafe Inc, 190.00; Fourell LLC, 1,100.00; Fresh Start Carpet Care, 2,163.48; Fried Cora, 99.12; Fruit Of The Loom, 1,496.16; G & H Distributing - RC, 340.69; Galls LLC, 1,905.46; Giedd Jamie, 80.00; Gilbarco Veeder-Root, 1,330.00; Global Tel'link, 52.07; Godfrey Brake Service And Supply Inc, 2,522.22; Golden West Companies, 994.06; Golden West Companies, 314.54; Great Western Tire Inc, 1,140.16; Grey & Eisenbraun Law, Prof LLC, 79.20; Grimm's Pump Service Inc, 1,815.37; Ground Control Systems Inc, 64.00; Gust Victor, 249.25; Harms Oil Company, 28,999.16; Harveys Lock Shop, 186.75; Henry Roy Photography, 335.00; Hill City Hardware Inc, 22.70; Hill City Prevailer, 739.64; Hillyard/Sioux Falls, 37.48; Hilt Construction Inc, 1,698.24; Holiday Stationstores LLC, 19.50; Honeywell Inc, 234.50; Horn, Garrett J, 431.20; Howey Beverly P., 125.58; Howie Gordon, 300.00; Hub International Mountain States Limited, 50.00; Humane Society Of The Black Hills, 4,166.67; IACP, 190.00; IAED, 85.00; Identisys Inc, 1,345.19; Image All LLC, 115.44; Indoff Inc, 259.71; Interstate All Battery Center, 605.27; Jantech LLC, 860.00; Jefferson Partner LP, 225.00; Jenner Equipment Co, 5,632.14; Jims Private Utility Locating, 75.00; JJ's Engraving & Sales, 135.50; Johnson Angelica, 40.00; Johnstone Supply, 34.40; Kahler Property Management, 340.00; Katterhagen Mark, 57.00; Kennedy Pier Loftus & Reynolds LLP, 446.20; Ken's Refrigeration, 105.00; Keystone Ambulance Service, 110.45; Kieffer Sanitation/A Waste Management Co, 3,557.89; Kieffer Sanitation/A Waste Management Co, 136.80; Kimball Midwest, 677.65; Kirk Funeral Home, 1,910.00; Kirschenmann, Kevin E, 945.00; Knecht Home Center Inc, 1,652.62; Knollwood Townhouse Properties, 200.00; Koletzky Law Office Prof LLC, 312.40; Kone Inc, 1,081.04; Konica Minolta Premier Finance, 156.19; KS Statebank, 10,325.82; Laboratory Corporation Of America Holdings, 224.65; Lakota Community Homes Inc, 300.00; Language Line Services, 15.00; Larson Nikolas, 100.00; Law Office Of Kyle Krause Prof LLC, 9.90; Lewis Kirkeby & Hall Property Management, 500.00; Lewno Lucille M, 722.75; Liberty Chrysler Center, 57.00; Lighting Maintenance Co, 380.76; Lingo Communications LLC, 68.66; Lockwood Darcy, 57.00; Loftus, Ronald J., 1,752.75; Lowe Roofing Incorporated, 261.28; Lynn Jackson Schultz & Lebrun PC, 1,974.50; M&M Sales LLC, 120.00; Marco Inc, 2,130.33; Marco Inc, 6,966.79; Maruska, Kayla L, 1,536.80; Matheson Tri-Gas Inc, 136.95; McGas Propane LLC, 1,949.58; McGowan, Wendy T, 1,585.98; MCI Service Parts Inc, 249.30; McKesson Medical - Surgical Inc, 248.30; McKesson Medical-Surgical Government Solutions LLC, 2,096.69; McKie Ford Inc, 25,398.04; Medicine Erik, 169.00; Medline Industries Inc, 1,087.50; Meetingone, 4.46; Menards, 520.89; Metz Audrey, 40.00; MG Oil Company, 6,909.88; Midcontinent Communications, 500.14; Midcontinent Communications, 3,447.28; Midwest Auto Chemical-Mac, 525.00; Midwest Marketing LLC, 675.00; Midwest Wellness Institute, PLLC, 58.33; Montana Dakota Utilities, 82.24; Monument Health, 58.23; Monument Health Home Plus LLC, 156.96; Monument Health Home Plus Pharmacy, 414.70; Monument Health Rapid City Hospital Inc., 13,395.07; Motorola Solutions Credit Co, 646,565.37; Mountain Plains Audiology Inc, 90.00; Moyle Petroleum, 15,097.31; Mt Rushmore Telephone Co, 48.62; Mueller Brian, 419.61; Murphy

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Petroleum Transport LLC, 70.00; NACVSO, 50.00; Nelson Jacquelyn R, 315.00; Nelson Nick, 299.99; Nelson's Oil & Gas Inc, 1,125.10; Nielsen Royal S, 440.00; Nohr, Linda J, 2,000.00; North Central International Of Rapid City Inc, 3,613.93; North Central Supply Inc, 2,850.00; Northern Heights Apartments, 240.00; Northern Truck Equipment, 225.68; Northwest Pipe Fitting Inc, 607.52; Norton, Mikayla, 1,395.00; O'Connor Company, 442.31; O'Day, Valarie, 142.00; Office Depot, 1,674.95; Olson, Carolyn, 6,337.50; O'Reilly Auto Parts, 73.98; Otis Elevator Co, 813.50; Overhead Door Of Rapid City, 95.50; Owens Apartments, 195.00; Pacific Steel & Recycling, 433.41; Paradis Inc, 200.00; Passages Women's Transitional Living, 250.00; Payne Dustin, 77.73; Penn Co Health & Human Sv Petty Cash, 486.95; Penn Co Jail Petty Cash, 1,687.35; Penn Co JSC Petty Cash, 30.00; Penn Co Sheriff Petty Cash, 1,035.48; Penn Co Sheriff's Office, 25.00; Penn Co States Atty Petty Cash, 296.60; Penn Co Treasurer Petty Cash, 125.36; Pennington County Courant, 764.82; Pennington County Housing & Redevelopment, 717.00; Perrenoud PHD Inc Mark, 2,805.00; Pete Lien & Sons Inc, 209.58; PH&S Products, 5,600.00; Pharmchem Inc, 114.20; Philips Healthcare - A Division, 18,360.00; Phoenix Investigations, 298.03; Pioneer Bank & Trust, 1,599.34; Pitney Bowes Inc, 96.89; Pitney Bowes Reserve Account, 1,500.00; Ponderosa Screen Printing And Embroidery, 75.75; Powell, Michael, 750.00; Power DMS, 5,351.37; Power House, 1,304.43; Prairie Auto Parts Inc, 992.21; Pratt Linda, 75.00; Precision Eyecare PC, 126.30; Precision Mapping & Reconstruction LLC, 1,542.25; Pressure Services Inc, 74.00; Print Mark-Et, 69.21; Quettier Nicolas, 396.00; Quill Corporation, 222.21; Race Wheels, 600.00; Radiology Associates Professional LLC, 580.16; Rapid City MHC LLC, 300.00; Rapid Collision, 5,752.80; Rapid Delivery Inc, 115.00; Rapid Fire Protection Inc, 802.04; Rapid Rooter, 350.00; RC Area School Dist 51-4, 1,703.35; RC Emergency Services PA, 255.73; RC Journal - Advertising, 4,159.72; RC Journal - Subscription, 119.40; RC Medical Center LLC, 148.35; RC Police Dept-Evidence, 360.00; RDO Equipment Co, 5,827.67; Record Storage Solutions, 342.06; Reliance Telephone Inc, 9.85; Renz John A, 500.00; Ricoh USA Inc, 227.17; Ricoh USA Inc, 100.12; Rochester Armored Car Company Inc, 492.78; Rogers Construction Inc, 214,375.00; Rose Inn LLC, 698.15; Royal Wheel Alignment, 208.08; Runnings Supply Inc, 1,350.34; Rush Funeral Home Inc, 110.00; Rushmore Communications, 23,727.20; Safety Kleen Systems Inc, 747.75; SBC Martin LLC, 440.00; Schulz Allen, 100.00; Scovel Psychological, 1,270.00; SD Dept Health, 225.00; SD Dept Of Ag. (Rodent), 550.00; SD Dept Of Revenue, 10,786.06; SD Dept. Of Military, 3,610.00; SD Div Of Motor Vehicles, 71.00; SD Federal Property Agency, 50.00; SD One Call Board, 55.65; SDACC, 330.00; SDACO, 220.00; SDN Communications, 964.44; Securus Technologies Inc, 18,333.71; Seifert, Mary Rae, 1,890.00; Servall Uniform/Linen Co, 3,810.30; Sherwin Williams Paints, 1,978.20; Signs Now, 267.83; Simpliverified LLC, 220.00; Simpson's Printing, 101.90; Sitzes Scott, 500.00; Smoot & Utzman, 761.25; Southern Cross LLC, 1,029.17; Spearfish Holiday Inn Convention Center, 232.59; Stan Houston Equipment, 523.36; Stephens, Matthew T, 4,040.00; Stoney Creek Highlands, 240.00; Sturdevant's Auto Parts, 4,397.67; Sturdevant's Refinish, 170.10; Suckow Kimberly, 26.04; Summit Companies, 300.99; Summit Food Service, 117,557.04; Sundby Robert T., 850.00; Sundial Square Apartments, 240.00; Survival Armor Inc, 10,915.63; Symbol Arts, 757.50; Syncb/Amazon, 333.29; Teppo Enterprises LLC, 240.00; The Audio Shop_RC LLC, 99.99; The Hartford, 2,651.09; The Palms Apartments LLC, 480.00; Thomas Auto Service & Towing, 600.00; Thomson Reuters-West, 5,590.88; Time Equipment Rental & Sales, 1,389.00; Timeclock Plus, LLC, 956.70; Titan Machinery, 115.25;

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TKRS Properties LLC, 3,017.20; Tow Pros, 60.00; Trail King Ind. Inc, 1,030.18; Transource Truck & Equipment Inc, 1,091.93; TS Government Solutions LLC, 147.50; Turbiville Industrial Electric Works LLC, 1,595.90; Tyco Fire Protection Products, 9,911.51; Tyrrell Tires Inc, 44.75; Tzadik Lacrosse Apartments LLC, 500.00; Tzadik Rapid City LLC, 340.00; Uline, 1,219.29; Uncle Milts Alignment, 100.00; Unkenholz Family Dental Prof LLC, 445.00; Vallette Tools Inc, 77.49; Vanway Trophy & Awards, 160.40; Vari Sales Corporation, 711.00; Vast Broadband, 772.94; VB Rapid Creek, 315.00; VEMCO, 26,670.80; Verizon Wireless, 255.37; Verizon Wireless, 127.08; Video Service Of America, 346.05; Vlieger Tom, 56.28; Voet John, 240.00; Voice Products Service LLC, 28,955.00; Walker Tyler, 340.00; Wall Building Center & Construction, 37.98; Watertree Inc, 983.51; Watson Furniture Group, 4,763.50; Weichmann, Cynthia M, 868.15; Wellmark, 346,438.84; Wesolick Law Firm / Aspen Legacy Planning, 378.30; Western Communication Inc, 1,013.00; Western Detention, 329.00; Western First Aid & Safety LLC, 424.36; Western Mailers, 269.46; Western Stationers Inc, 2,520.11; Wex Bank, 1,178.48; Wex Bank, 6,096.15; Wex Bank, 510.10; Whelchel Amanda, 200.00; Whisler Bearing Co, 1,279.43; Whiting, Marcia, 1,421.05; Wikle, Leon, 1,500.00; Willett Dustin, 180.00; Wolf, Ione, 302.50; Wood Stock Supply, 81.77; Wright Vision Center, 206.80; Yankton Co Sheriff Office, 200.00; Yankton County Treasurer, 876.90; ZMC LLC, 10,477.32.

EXECUTIVE SESSION – SDCL 1-25-2: No executive session was needed today.

PAYROLL

Commissioners, 9,195.65; Elections, 7,082.40; Auditor, 11,623.22; Treasurer, 39,506.56; State's Attorney, 143,599.63; Public Defender, 81,838.18; Buildings & Grounds, 67,658.18; Equalization, 40,640.89; Register of Deeds, 13,420.00; IT, 23,702.71; Human Resources, 7,751.20; Sheriff, 267,098.67; Jail, 313,132.22; JSC, 112,528.81; JSC Juvenile Alternative, 4,713.27; CCADP, 123,251.69; Economic Assistance, 31,424.81; Extension, 1,436.80; Weed & Pest, 5,624.22; Natural Resource Management, 4,822.34; Planning and Zoning, 15,122.01; Road & Bridge, 104,509.03; Fire Administration, 3,630.70; Dispatch, 100,954.14; Emergency Management, 4,989.32; 24-7 Program, 10,800.12; MacArthur Safety & Justice Challenge, 14,306.08.

PERSONNEL: Amounts listed are hourly, bi-weekly or per meeting depending on position.

CCADP: Effective 02/21/2021: Angela Charbonneau, \$20.34. Effective 02/22/2021: Catherine Covery, \$16.42.

HHS: Effective 02/22/2021: Robert Borries, \$22.80.

Jail: Effective 02/21/2021: Jessica Mooney, \$18.86. Effective 02/22/2021: Michael Weig, \$22.80; Maria Alvarez Escobar, \$22.80; Caden Skinner, \$22.80.

Register of Deeds: Effective 02/22/2021: Kayla White, \$15.97.

ADJOURN

MOVED by Rossknecht and seconded by Lasseter to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting adjourned at 12:10 p.m.

/s/ Cindy Mohler, Auditor

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Published once at an approximate cost of _____.
Publish: March 3, 2021