

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 21, 2021

The Pennington County Board of Commissioners met at 9:02 a.m. on Tuesday, September 21, 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 Rosknecht.

REVIEW AND APPROVE AGENDA

MOVED by LaCroix and seconded by Lasseter to approve the agenda, moving item 16 before item 15B and removing item 18B. Vote: Unanimous.

EXECUTIVE PROCLAMATION – NATIONAL CUSTODIAN APPRECIATION DAY:

MOVED by Rosknecht and seconded by Hadcock to approve the Chair's signature on the Proclamation declaring October 2, 2021, as National Custodian Appreciation Day. Vote: Unanimous.

CONSENT AGENDA ITEMS

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

9. Approve the minutes of the September 7, 2021, regular meeting.
10. Approve the resolution for Firefighter Appreciation Day.

A RESOLUTION

WHEREAS, Pennington County, has shown a consistent dedication to providing a safe place to live and prosper in the beautiful Black Hills and grasslands; and,

WHEREAS, the fire service of Pennington County has a long and proud tradition of providing protection against the ravages of structure, wildland and grassland fires; and,

WHEREAS, the citizens of Pennington County rely on the 20 fire departments and 733 career and professionally trained volunteer firefighters to respond to their requests for assistance; and,

WHEREAS, the fire departments rely on the dedication and professionalism of their members to respond to over 20,569 requests for assistance in all kinds of weather between 1 December 2020 and 31 August 2021, performing a true public service; and,

WHEREAS, it is most fitting and proper to honor these public servants for their combined 670 plus years of dedicated service:

50 Years – Reggie Pitts ▪ 45 Years – Joe Gogain, Denny Gorton
40 Years – Mark Enright, Duane Hofer ▪ 35 Years – Loren Lintz ▪ 30 Years – David
Lindblom, Randy Volmer ▪ 25 Years – Don Burger, Craig Fairey, Brad Haupt, Richard Small
20 Years – Bruce Jensen, Chad Ronish, Jeff Sugrue, Jason White

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15 Years – Bob Alfson, Ruth Alfson, Dale Gadbois, Pat Geary, Casey Glines, John Gomez,
Eric O’Conner ▪ 10 Years – Liz Hansen, Donald Henry,
Rob Jackson, Adam Kuenkel, Charles Maude, AJ Randazzo, Chris Sugrue; and,

WHEREAS, it is most fitting and proper to honor and recognize these public servants for their dedication and commitment to their departments and citizens with the following awards:

Lifetime Achievement –;
Fire Officer of the Year –;
Firefighter of the Year –;
Dispatcher of the Year –;
Firefighter Rookie of the Year –; and,

BE IT THEREFORE RESOLVED, by the Pennington County Board of Commissioners on behalf of the citizens and communities, that the Twenty-first Day of September, 2021, A.D. be declared and affirmed as

FIREFIGHTER APPRECIATION DAY IN PENNINGTON COUNTY

AND BE IT FURTHER RESOLVED, we dedicate ourselves to follow those firefighter’s examples in making this County fire safe.

Dated this 21st September, 2021.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

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

11. Approve of the SD Game, Fish and Parks General Services Contract for snow removal and fall mowing on Whitetail Loop.
12. Recognize and thank the volunteers for the month of August 2021.

End of Consent Agenda Items

9:15 A.M. PUBLIC HEARING- TITLE III PUBLIC INPUT ON PROPOSED PROJECTS:

MOVED by LaCroix and seconded by Rossknecht to take written or verbal public input for the following proposed projects for 2022: wildland firefighter equipment and training; increasing the protection of people and property from wildfire; emergency response equipment or vehicles; search & rescue response and training; and other emergency services as allowed by the Secure Rural Schools and Self Determination Act of 2000 and 2008. The estimated cost of these projects is \$27,631.55. Vote: Unanimous.

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REQUEST FOR SUPPORT FROM HILL CITY TRAILS – SDDOT TRANSPORTATION ALTERNATIVES AGREEMENT: MOVED by LaCroix and seconded by Rossknecht to partner with Hill City Trails for the completion of a non-motorized path along Highway 285 from Hill City to Sheridan Lake. Vote: Unanimous.

ITEMS FROM AUDITOR

A. **NEW HUNTING PRESERVE ALCOHOLIC BEVERAGE LICENSE:** MOVED by Hadcock and seconded by Lasseter to approve the Hunting Preserve Alcohol License for Chris Dvorak under Dakota Honey Hole. Vote: Unanimous.

CONSIDERATION OF UNASSIGNED FUNDS AVAILABLE OR ONE-TIME

EXPENDITURES: MOVED by LaCroix and seconded by Hadcock to approve from the one-time expenditures, \$300,000 for the Crisis Stabilization Center. Vote: Unanimous.

MOVED by LaCroix and seconded by Hadcock to move \$429,930 to Accumulated Building Fund. Vote: Unanimous.

B. **CONSIDERATION OF THE RESOLUTION FOR FINAL ADOPTION OF THE FY2022 PROVISIONAL BUDGET AS THE ANNUAL BUDGET OF APPROPRIATIONS, EXPENDITURES AND REVENUES FOR PENNINGTON COUNTY, SD:** MOVED by LaCroix to approve a 2% wage increase, utilize stored CPI and reduce the Accumulated Building Fund by \$600,000 and the Fair Budget by \$150,000. The motion died with the lack of a second.

MOVED by Hadcock and seconded by Rossknecht to approve a 1.5% wage increase, utilize stored CPI and reduce the Accumulated Building Fund by \$600,000. Vote: Unanimous.

MOVED by Lacroix and seconded by Hadcock to make the 1.5% wage increase effective January 2, 2022. Vote: Unanimous.

MOVED by Rossknecht and seconded by Hadcock to utilize growth, current year CPI and stored CPI in the calculation of amounts to be levied and to approve the resolution adopting the 2022 Annual Budget in the amount of \$117,412,782; Uncollectible taxes at \$4,036,113; Miscellaneous Revenues at \$53,977,545; Cash Applied of \$16,198,116 and Tax Levied in the amount of \$51,273,234. Vote: Unanimous.

**ANNUAL BUDGET FOR PENNINGTON COUNTY, SD
For the Year January 1, 2022 to December 31, 2022**

**RESOLUTION
ADOPTION OF ANNUAL BUDGET FOR PENNINGTON COUNTY, SOUTH
DAKOTA**

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Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law and,

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

Now Therefore be it Resolved, that such Provisional Budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set for, shall be approved and adopted as the Annual Budget of the appropriation and expenditures for Pennington County, South Dakota, and all its institutions and agencies for calendar year beginning January 1, 2022 and ending December 31, 2022, and the same is hereby approved and adopted by the Board of County Commissioners of Pennington County, South Dakota, this 21st day of September, 2021 .

The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor Pennington County, South Dakota. The accompanying taxes are levied by Pennington County for the year 2021 and are payable in the year 2022.

Dated this 21st Day of September, 2021

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- /s/ Gary Drewes, Chair
- /s/ Ron Rossknecht, Vice Chair
- /s/ Deb Hadcock, Commissioner
- /s/ Lloyd LaCroix, Commissioner
- /s/ Travis Lasseter, Commissioner

Attest: /s/ Cindy Mohler, Auditor

COUNTY TAX LEVIES	DOLLARS	\$'s/1,000
General Fund	41,436,825	4.004
Accumulated Building Fund	6,550,710	0.633
Fair Fund	522,805	0.051
COUNTY CONSOLIDATED LEVY	48,510,340	4.688

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County Fire Fund	243,699	0.081
Library Fund	513,917	0.171
Unorganized Road Fund	2,005,308	1.066

As of September 21, 2021, these levies have not been approved by the Department of Revenue.

MOVED by Lasseter and seconded by LaCroix to take a five-minute recess. Vote unanimous.

ITEMS FROM BUILDINGS & GROUNDS

A. PENNINGTON COUNTY CRISES STABILIZATION PROJECT: MOVED by LaCroix and seconded by Rossknecht to award the Pennington County Crisis Stabilization Project to RCS Construction, Inc., Rapid City, SD, for a lump sum price of \$5,308,000 for the base bid amount. Vote: Unanimous.

ITEMS FROM HIGHWAY DEPARTMENT

A. AUTHORIZATION TO PURCHASE TWO (2) NEW MOTOR GRADERS: MOVED by Hadcock and seconded by Lasseter to approve the purchase of two (2) new 2022 John Deere 772G Motor Graders from RDO Equipment Company, Rapid City, SD, in the amount of \$663,720 from the State of Minnesota Cooperative Purchasing Venture Program Contract #184701. Vote: Unanimous.

B. LIVESTOCK GUARD POLICY: Removed

ITEMS FROM HUMAN RESOURCES

A. EXTENSION OF SOME COVID-19 PAID SICK LEAVE BENEFITS: MOVED by Hadcock and seconded by Lasseter to deny the temporary extension of the Expanded FMLA and Paid Sick Leave Policy thru December 31, 2021. Vote: Unanimous.

ITEMS FROM PLANNING & ZONING

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

A. VARIANCE / VA 21-12: Elevated Towers; Jonah Snyder - Agent. To waive the request that, prior to submittal of a Building Permit, an easement be obtained from the property owner to the west to allow a buffer area for the proposed telecommunications tower on the subject property in a Highway Service District in accordance with Sections 212, 316, and 505 of the Pennington County Zoning Ordinance.

Tract 2, Annie Lode MS 1721, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Hadcock to approve the request to withdraw the Variance application requesting the removal of the condition that required the applicant to obtain an

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easement and sustain the original approval of Variance / VA 21-12. Vote: Unanimous.

B. VARIANCE / VA 21-24: Richard and Lynn Beasley. To reduce the Section Line setback from 58 feet to 33 feet to build a single-family residence on the subject property in an Agriculture District in accordance with Sections 205 and 505 of the Pennington County Zoning Ordinance.

Lot 1 of Larson Subdivision, Section 30, T1N, R7E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Rossknecht to deny Variance / VA 21-24, as there are no special conditions on the property that would excuse literal enforcement of Pennington County Zoning Ordinance (PCZO) § 204. Vote: Unanimous.

C. VARIANCE / VA 21-28: Detlev and Connie Prautzsch; Fisk Land Surveying – Agent. To reduce the minimum required lot size from 3 acres to 2.35 acres in a Rural Residential District in accordance with Sections 207 and 505 of the Pennington County Zoning Ordinance.

That Portion of Lot C of Tract 1A of Storm Hill Subdivision lying south of Black Hills Central Railroad Right-of-Way, Section 28, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve Variance VA 21-28. Vote: Unanimous.

D. SUBDIVISION REGULATIONS VARIANCE / SV 21-21: Detlev and Connie Prautzsch; Fisk Land Surveying - Agent. To waive the requirement to dedicate and improve an undeveloped Section Line Right-of-Way in a Rural Residential District in accordance with Sections 500 and 700 of the Pennington County Subdivision Regulations.

Lot C of Tract 1A of Storm Hill Subdivision, Section 28, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve of Subdivision Regulations Variance / SV 21-21 with one (1) condition: 1) That a turnaround is constructed per Pennington County Subdivision Regulations; as there currently is an existing improved right-of-way that proposed Lots 1 & 2 of Storm Hill Subdivision takes access off of Palmer Gulch Road. Vote: Unanimous.

E. SUBDIVISION REGULATIONS VARIANCE / SV 21-22: Detlev and Connie Prautzsch; Fisk Land Surveying - Agent. To waive additional road improvements to Palmer Gulch Road in accordance with Sections 500 and 700 of the Pennington County Subdivision Regulations.

Lot C of Tract 1A of Storm Hill Subdivision, Section 28, T1S, R5E, BHM, Pennington County, South Dakota.

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MOVED by Hadcock and seconded by LaCroix to approve VA 21-22 with one (1) condition: 1) Roadway must be 16ft wide with 2ft deep ditches, 4 to 1 in slope and a 3 to 1 back slope and 4" of gravel surfacing. Vote: Unanimous.

F. VARIANCE / VA 21-30: Fred and Leanne Carl. To allow an accessory structure, a carport, to be located in the front yard of a residential zoning district less than one (1) acre in size in a Suburban Residential District in accordance with Sections 209, 309-C-6, and 505 of the Pennington County Zoning Ordinance.

Lot 22, Pinewood Estates, Section 32, T1N, R7E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to approve Variance / VA 21-30 with the following three (3) conditions: 1) That a Building Permit be obtained for the proposed carport; 2) That an Approach Permit be obtained; and, 3) That this Variance only applies to the proposed carport. All other structures must maintain the proper setback requirements of Suburban Residential District. Vote: Unanimous.

G. VARIANCE / VA 21-29: Casey Skyberg / Sudbury Ranch Land Holding, LLC. To reduce the minimum required lot size from 10 acres to 0.254 acre for a Well Lot in an Agriculture District in accordance with Sections 205 and 505 of the Pennington County Zoning Ordinance.

A parcel of land located in the SW1/4 of the SE1/4 of Section 21, Township 1 South, Range 7 East of the Black Hills Meridian, Pennington County, South Dakota. Said parcel of land being more particularly described as follows: Commencing at the quarter-corner common to Section 21 and Section 28, Township 1 South, Range 7 East of the Black Hills Meridian, Pennington County, South Dakota, said corner monumented with an aluminum cap stamped "FMG INC SD LS 1019" atop a 5/8" rebar, thence N02°08'41"E, 33.00 feet along the quarter-section line to point monumented with an aluminum cap stamped "FMG INC SD LS 1019" atop a 5/8" rebar; thence S87°45'02"E, 17.45 feet to the TRUE POINT OF BEGINNING; Thence N02°14'58"E, 114.69 feet to a point; Thence S87°45'02"E, 96.45 feet to a point; Thence S02°14'58"W, 114.69 feet to a point; Thence S87°45'02"W, 96.45 feet to the TRUE POINT OF BEGINNING. Said parcel contains 0.254 acres, more or less.

MOVED by Hadcock and seconded by Lasseter to approve VA 21-29 with one (1) condition: 1) That no residence will be built on this property. Vote: Unanimous.

H. SUBDIVISION REGULATIONS VARIANCE / SV 21-23: Casey Skyberg / Sudbury Ranch Land Holding, LLC. To waive the submittal of percolation tests and soil profile hole information in an Agriculture District in accordance with Sections 400.3.1.p and 700 of the Pennington County Subdivision Regulations.

Lot 2 of Sudbury Ranch Subdivision, and S396 feet of NW1/4SE1/4; S1/2SE1/4, all located in Section 21, T1S, R7E, BHM, Pennington County, South Dakota.

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MOVED by Hadcock and seconded by LaCroix to approve VA 21-23 with one (1) condition: 1) That this Variance to waive percolation tests and soil hole information is only for proposed Lots 2R, and Lots 3 through 11 of Sudbury Ranch Subdivision and not for any further development or subdivision. Vote: The motion carried 4-1 with Rossknecht voting no.

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

PLANNING & ZONING CONSENT AGENDA ITEMS

The following item(s) have been placed on the Consent Agenda for action to be taken on all items by a single vote of the Board of Commissioners. Any item may be removed from the Consent Agenda for separate action.

MOVED by LaCroix and seconded by Hadcock to approve the Planning and Zoning consent agenda as presented. Vote: Unanimous.

I. MINOR PLAT / MPL 21-58: Gerard and Michele Mlinar. To reconfigure lot lines to create Lots 2A-1 and 2B-1 of Battle Creek Mountain Estates Subdivision in accordance with Section 400.3 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot 2A and Lot 2B, Battle Creek Mountain Estates Subdivision, Section 17, T2S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 2A-1 and Lot 2B-1, Battle Creek Mountain Estates Subdivision, Section 17, T2S, R7E, BHM, Pennington County, South Dakota.

Approve of Minor Plat / MPL 21-58 with the following seven (7) conditions: 1) That prior to filing the mylar with the Register of Deeds, chord bearings for curves be included on the mylar, per Department of Equalization comments in this report; 2) That prior to filing the mylar with the Register of Deeds, the Certifications on the plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations; 3) That prior to filing the mylar with the Register of Deeds, 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; 4) That prior to filing the mylar with the Register of Deeds, 8-foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines; 5) That prior to filing the mylar with the Register of Deeds, the applicant provides percolation tests and soil profile hole information for proposed Lot 2B-1 or obtain an approved Subdivision Regulations Variance to waive these requirements; 6) That the applicant ensures all natural drainage ways are maintained and not blocked; and 7) 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.

REGULAR PLANNING AND ZONING ITEMS

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J. LAYOUT PLAN / LPL 21-55: Roger and Kathy Eckert; Fisk Land Surveying- Agent. To create Lot 1 of Eckert Subdivision in accordance with Section 400.1 of the Pennington Subdivision Regulations.

EXISTING LEGAL: All, HES #145, Section 24, T1S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 1 of Eckert Subdivision, Section 24, T1S, R6E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to approve Layout Plan / LPL 21- 55 with the following five (5) conditions: 1) That the applicant ensures all natural drainage ways are maintained and are not blocked; 2) That at the time of the Preliminary Plat application submittal, the proposed Plat be prepared by a Registered Land Surveyor; 3) That prior to recording the Final Plat, the applicant must provide adequate percolation test results, which includes eight (8) foot soil profile information, for proposed Lot 1, to be reviewed by the Pennington Environmental Planner or obtain an approved Subdivision Regulations Variance be obtained waiving this requirement; 4) That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of Section of the Pennington County Subdivision Regulations, or the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met; and 5) That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property. Vote: Unanimous.

K. PUBLIC HEARING OF REZONE / RZ 21-25: Roger Eckert; Fisk Land Surveying - Agent. To rezone 3.28 acres from Agriculture District to Rural Residential District in accordance with Sections 205, 207, and 504 of the Pennington County Zoning Ordinance.

A portion of Homestead Entry Survey (HES 145) located in the Southeast One-Quarter (SE ¼) of Section Twenty-Four (24), Township One South (T1S), Range Six East (R6E), Black Hills Meridian (BHM), Pennington County, South Dakota, more fully described as: Commencing at Corner #4 of said HES 145, thence northerly along the east line of said HES 145, North 00 degrees 05 minutes 07 seconds West a distance of 58.48 feet more or less to a point on the north right-of-way line of Neck Yoke Road, said point marked by a rebar with survey cap "RW FISK LS 6565"; Thence, southwesterly and on the north edge of said Neck Yoke Road right-of-way, South 75 degrees 20 minutes 16 seconds West a distance of 204.42 feet more or less to the Point of Beginning, said point being marked by a rebar with survey cap "RW FISK 6565"; thence, continuing southwesterly and on the north edge of said Neck Yoke Road right-of-way, South 75 degrees 20 minutes 16 seconds West a distance of 31.01 feet more or less to a point marked by a rebar with survey cap "RW FISK 6565"; thence, North 00 degrees 00 minutes 00 seconds East a distance of 272.67 feet more or less to a point marked by a rebar with survey cap "RW FISK 6565"; thence, North 90 degrees 00 minutes 00 seconds West a distance of 385.00 feet more or less to a point marked by a rebar with survey cap "RW FISK 6565"; thence, North 00 degrees 00 minutes 00 seconds East a distance of 325.00 feet more or less to a

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point marked by a rebar with survey cap “RW FISK 6565”; thence, North 90 degrees 00 minutes 00 seconds East a distance of 415.00 feet more or less to a point marked by a rebar with survey cap “RW FISK 6565”; thence, South 00 degrees 00 minutes 00 seconds East a distance of 325.00 feet more or less to a point marked by a rebar with survey cap “RW FISK 6565”; thence, continuing South 00 degrees, 00 minutes 00 seconds East a distance of 264.82 feet more or less to the Point of Beginning. Said tract of land contains 3.28 acres, more or less; Section 24, T1S, R6E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Hadcock to approve Rezone / RZ 21-25. Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On September 21, 2021, the Pennington County Board of Commissioners approved an amendment to the official Zoning Map: Rezone 21-25 (Roger Eckert) to rezone to Rural Residential District.

L. LAYOUT PLAN / LPL 21-53: Detlev and Connie Prautzsch; Fisk Land Surveying – Agent. To create Lots 1 and 2 of Storm Hill Subdivision No. 2 in accordance with Section 400.1 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot C of Tract 1A, Storm Hill Subdivision, Section 28, T1S, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1 and 2 of Storm Hill Subdivision No. 2, Section 28, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve of Layout Plan / LPL 21- 53 with the following thirteen (13) conditions: 1) That at the time of Minor Plat submittal, eight (8) foot Minor Drainage conditions: 1) Easements to be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement; 2) That at the time of the Minor Plat submittal, the proposed Plat be prepared by a Registered Land Surveyor; 3) That prior to the Plat being Recorded at Register of Deeds, the applicant obtains a Rezone or a Lot size Variance for the proposed lots; 4) That prior to the Plat being recorded with the Register of Deeds, the plat meets all requirements of Pennington County Subdivision Regulations, or approved Subdivision Regulations Variance(s) be obtained waiving any of these requirements that are not met. Subdivision Regulations shall be submitted per Section 700 of Pennington County Subdivision Regulations; 5) That prior to filing the Plat with the Register of Deeds, the plat meets all requirements of § 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 the Certifications on the plat be in accordance with § 400.3(1)(n) of the Pennington County Subdivision Regulations; 7) That the applicant ensures that all-natural drainage ways are maintained and are not blocked; 8) 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; 9) That the applicant improves Palmer Gulch Road to Ordinance #14 standards as required by the Highway Department prior to the mylar being filed at Register of

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Deeds; 10) That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director; and, 11) That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property; 12) That prior to filing the plat with the Register of Deeds, improvements be made to Palmer Gulch Road and the turnaround be constructed or surety needs to be posted; 13) and That prior to filing the plat with the Register of Deeds, the existing shed in the right-of-way of Palmer Gulch needs to be removed. Vote: Unanimous.

M. LAYOUT PLAN / LPL 21-54: Natalie Wheaton / Wheaton Enterprises, LLC. To consolidate two lots to create Lot 13R of Engberg Subdivision in accordance with Section 400.1 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot 13 and Lot 14, Engberg Subdivision, Section 6, T2S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 13R, Engberg Subdivision, Section 6, T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve Layout Plan / LPL 21- 54 with the following eleven (11) conditions: 1) That at the time of Minor Plat submittal, eight (8) foot Minor Drainage Easements to be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement; 2) That at the time of the Minor Plat submittal, the proposed Plat be prepared by a Registered Land Surveyor; 3) That prior to the Plat being Recorded at Register of Deeds, the applicant obtains a Rezone or a Lot Size Variance for the proposed lots; 4) That prior to the Plat being recorded with the Register of Deeds, the plat meets all requirements of Pennington County Subdivision Regulations, or approved Subdivision Regulations Variance(s) be obtained waiving any of these requirements that are not met. Subdivision Regulations shall be submitted per Section 700 of Pennington County Subdivision Regulations; 5) That prior to filing the Plat with the Register of Deeds, the plat meets all requirements of § 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 the Certifications on the plat be in accordance with § 400.3(1)(n) of the Pennington County Subdivision Regulations; 7) That the applicant ensures that all-natural drainage ways are maintained and are not blocked; 8) 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; 9) That prior to filing the Plat at Register of Deeds, an approach permit be obtained; 10) That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director; 11) That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property. Vote: Unanimous.

N. PRELIMINARY PLAT / PPL 21-57: Randall Peregrine / Robert and Donna Peregrine. To subdivide and create Lots D1, D2, and D3 of Johnson Estates Subdivision in accordance with

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Section 400.2 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot D, Johnson Estates Subdivision, Section 9, T1N, R6E, BHM, Pennington County.

PROPOSED LEGAL: Lots D1, D2, and D3 of Johnson Estates Subdivision, Section 9, T1N, R6E, BHM, Pennington County.

MOVED by Rossknecht and seconded by Hadcock to approve Preliminary Plat / PPL 21-57 with the following nine (9) conditions: 1) That the applicant ensures all natural drainage ways are maintained and are not blocked; 2) That all setbacks from lot lines be maintained for the existing structures and utilities as a result of the proposed lot split; 3) That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations; 4) That at the time of the Preliminary Plat application submittal, the proposed Plat be prepared by a Registered Land Surveyor; 5) That prior to recording the Final Plat, the applicant must provide adequate percolation test results, which includes eight (8) foot soil profile information, for proposed Lots D1, D2, and D3, to be reviewed by the Pennington Environmental Planner or obtain an approved Subdivision Regulations Variance be obtained waiving this requirement; 6) That prior to recording the Final Plat, the applicant improves and dedicates the Section Line Right-of-Way or obtains a Subdivision Regulation Variance to waive the requirement; 7) That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of Section 400.2 of the Pennington County Subdivision Regulations, or the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met; 8) That at the time of Preliminary Plat submittal, 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; and, 9) That approval of this Preliminary Plat does not constitute approval of any further applications to be submitted for the above-described property. Vote: Unanimous.

O. LAYOUT PLAN / LPL 21-59: Isaac Almanza / JV Gulch, LLC. To reconfigure lot lines to create Lot 2R Less Lots H2 and H3 of HES No. 563 and Lot 1 of JV Subdivision in accordance with Section 400.1 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot 2 Less Lots H2 and H3 of HES No. 563 (also in Section 14), Section 22, T1S, R5E, and (Also in Sections 14 and 22) of HES No. 563, Section 23, T1S, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 2R Less Lots H2 and H3 of HES No. 563 (also in Section 14), Section 22, T1S, R5E, and Lot 1 of JV Subdivision, Section 23, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to approve Layout Plan / LPL 21- 59 with the following eleven (11) conditions: 1) That prior to Minor Plat submittal, the applicant obtains an approved Operating Permit for proposed Lot 2R; 2) That at the time of Minor Plat submittal, a legal means of access (easements or rights-of-way) to proposed Lot 2R be identified on the plat;3) That prior to the mylar being filed at Register of Deeds, the applicant obtains an approved

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Rezone for proposed Lot 2R or obtains an approved Lot Size Variance; 4) That at the time of Minor Plat submittal, the 100-year Floodplain limits be identified on the plat, in accordance with FEMA maps; 5) That at the time of Minor Plat submittal, the plat be prepared by a South Dakota Registered Land Surveyor; 6) That at the time of Minor Plat submittal, the Certifications on the Minor Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations; 7) That at the time of Minor Plat submittal, the plat meets the requirements of Section of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any of these requirements that are not met; 8) That at the time of Minor Plat submittal, 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; 9) That prior to the mylar being filed at Register of Deeds, the entire 66 feet of Section Line rights-of-way be dedicated and improved by the developer or a Variance be obtained, waiving this requirement; 10) That the applicant ensures all natural drainage ways are maintained and not blocked; and, 11) That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property. Vote: Unanimous.

P. PRELIMINARY PLAT / PPL 21-56: Casey Skyberg / Sudbury Ranch Land Holding, LLC. To subdivide and create Lots 2R and Lots 3 through Lot 11 of Sudbury Ranch Subdivision in accordance with Section 400.2 of the Pennington Subdivision Regulations.

EXISTING LEGAL: Lot 2, Sudbury Ranch Subdivision; and the S396 ft. of NW1/4SE1/4; S1/2SE1/4, all located in Section 21, T1S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 2R and Lots 3 through 11, Sudbury Ranch Subdivision, Section 21, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Hadcock to approve Preliminary Plat / PPL 21-56 with the following nineteen (19) conditions: 1) That a Storm Water Permit is obtained from the Planning Department prior to any grading or land disturbance exceeding 10,000 square feet; 2) That any construction involving disturbance of more than one (1) acre requires the applicant to obtain all necessary permits from the Department of Agriculture and Natural Resources; 3) That the signage for the subdivision must include speed limits that reflect the designed speed of the roads, intersection control and other warning signs as necessary. All signage must meet the sign standards of the Pennington County Highway Department. All signs must be installed by the applicant or surety posted; 4) That the applicant ensures all natural drainage ways are maintained and not blocked; 5) That at the time of Final Plat submittal, surety must be posted for the construction of roads within the Subdivision, or obtain a Subdivision Regulation Variance waiving this surety requirement; 6) That at the time of Final Plat submittal, surety must be posted for installation of all utilities (including, but not limited to water system distribution lines, wastewater system collection lines, electrical service, lift stations, hydrants, etc.); 7) That at the time of Final Plat submittal, the applicant modify the engineered road plans and construction plans, per County Highway's comments in this report and provide them to the Planning staff as required in § 400.2.2.q and § 400.2.2.s; 8) That at the time of Final Plat submittal, the duplicate Register of Deeds certificate be removed from the Plat; 9) That at the time of Final Plat submittal, the Plat heading contain formerly language that provides the legal descriptions that the

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new lots are being created from; 10) That at the time of Final Plat submittal, the right-of-way labeled Sudbury Ranch Court be relabeled Sky View Court, as approved by the Emergency Services Communication Center/9-1-1; 11) That at the time of the Final Plat submittal, the proposed Plat be prepared by a Registered Land Surveyor; 12) That at the time of submittal of the Final Plat, the Road District is amended to include the new roads in the subdivision and a Resolution be approved by the Board of Commissioners for maintenance of roads within the Subdivision; 13) That at the time of Final Plat submittal, the Certifications on the Final Plat be in accordance with § 400.3.1(n) of the Pennington County Subdivision Regulations; 14) That at the time of Final Plat submittal, the plat meets the requirements of § 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; 15) That at the time of Final Plat submittal, the applicant either provide information to the Fire Coordinator for review on the proposed water system, including the source of water, storage capacity of any above ground or below ground tanks, appropriate elevation of above ground tanks, gallons per minute flow, and proposed location of fire hydrants as required in § 400.2.2.e of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement; 16) That at the time of Final 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; 17) That prior to the mylar being filed at Register of Deeds, the Section Line Right-of-Ways must either be improved to Local Road standards or a Subdivision Regulations Variance obtained to waiving this requirement; 18) That prior to the mylar being filed at the Register of Deeds, the applicant obtains an approved Rezone and Comprehensive Plan Amendment for proposed Lot 3 or an approved Lot Size Variance be obtained waiving these requirements; and, 19) That prior to the mylar being filed at Register of Deeds, the applicant provides percolation tests and soil profile hole information for all proposed lots or an approved Subdivision Regulations Variance be obtained, waiving these requirements. Vote: Unanimous.

Q. ROAD NAMING: Casey Skyberg / Sudbury Ranch Land Holding, LLC. To name a proposed 66-foot-wide Public Right-of-Way providing access to property located in Section 21, T1S, R7E, BHM, Pennington County, South Dakota, to Sky Ridge Court.

MOVED by LaCroix and seconded by Lasseter to approve the Road Naming of Sky Ridge Court. Vote: Unanimous.

R. REQUEST TO NOT BUILD TO ORDINANCE 14 STANDARDS: Casey Skyberg / Sudbury Ranch Land Holding, LLC. Informational only.

S. ROAD CONSTRUCTION WITHIN A SECTION LINE RIGHT-OF-WAY / CS 21-09: Casey Skyberg / Sudbury Ranch Land Holding, LLC. To construct a road within the Section Line Right-of-Way between Sections 21 and 28, T1S, R7E to provide access to property located in Section 21, T1S, R7E, BHM, Pennington County, South Dakota.

Sections 21 and 28, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to approve the request for Road Construction

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within a Section Line Right-Of-Way / CS 21-09 which includes constructing the Section Line Right-of-Way to Ordinance 14 Standards with eight (8) conditions: 1) That the roadway located within the Section Line Right-of-Way be improved to meet all requirements of Pennington County Ordinance #14 (which includes submittal of engineered road construction plans) or request to waive these requirements be approved by the Board of Commissioners; 2) That if the amount of disturbed area exceeds 1 acre, a Department of Agriculture and Natural Resource's Storm Water Construction Permit be obtained; 3) That the requirements, guidelines, and criteria for storm water and erosion control in the Pennington County Storm Water Manual, or equivalent, shall be followed during construction; 4) That dust control measures be implemented to prevent dust from leaving the site and impacting the adjacent properties; 5) That if culverts are installed, the design is submitted to the County Drainage Engineer for review prior to installation; 6) That any disturbed areas shall be stabilized and re-vegetated as required in §507(N) of the Pennington County Zoning Ordinance; 7) That any monuments establishing property boundaries be replaced as necessary, if disturbed by construction of the road; and, 8) That this Construction within a Section Line be reviewed in 6 months to verify that the site has been stabilized. Vote: Unanimous.

T. PUBLIC HEARING OF REZONE / RZ 21-26: Pink Cabin, LLC; KTM Design - Agent. To rezone 6.68 acres from Suburban Residential District to Urban Residential District in accordance with Sections 209, 210, and 504 of the Pennington County Zoning Ordinance.

Located on the following metes and bounds description: Commencing at the Northeast corner of Lot 1, Block 2, of Colvins Subdivision, located in Section 14, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota; THENCE (1) with the easterly boundary of said Colvins Subdivision, South 2°04'19" West, 18.48 feet to the point of beginning; THENCE (2) leaving said easterly boundary, South 88°28'10" East, 59.99 feet to a point on the westerly boundary of Murphy Ranch Estates Subdivision; THENCE (3) with said westerly boundary, South 1°54'07" West, 89.16 feet to the beginning of a curve; THENCE(4) with said westerly boundary, on a curve turning to the left with an arc length of 70.79 feet, with a radius of 70.00 feet, with a chord bearing of S27°04'07"E, with a chord length of 67.81 feet; THENCE (5) with said westerly boundary, South 56°02'22" East, 119.62 feet to the beginning of a non-tangent curve; THENCE (6) with said westerly boundary, on a curve turning to the left with an arc length of 98.43 feet, with a radius of 52.00 feet, with a chord bearing of N81°29'18"E, with a chord length of 84.38 feet to the beginning of a curve; THENCE (7) with said westerly boundary, on a curve turning to the right with an arc length of 16.64 feet, with a radius of 40.00 feet, with a chord bearing of N39°01'47"E, with a chord length of 16.53 feet; THENCE (8) with said westerly boundary, South 2°24'46" West, 100.20 feet; THENCE (9) with said westerly boundary, South 2°03'13" West, 76.79 feet; THENCE (10) with said westerly boundary, South 2°03'13" West, 76.00 feet; THENCE (11) with said westerly boundary, South 2°03'13" West, 76.00 feet; THENCE (12) with said westerly boundary, South 2°03'13" West, 76.00 feet; THENCE (13) with said westerly boundary, South 2°03'13" West, 76.00 feet; THENCE (14) with said westerly boundary, South 2°03'13" West, 76.00 feet; THENCE (15) with said westerly boundary, South 6°29'19" East, 78.79 feet to the beginning of a non-tangent curve; THENCE (16) with said westerly boundary, on a curve turning to the left with an arc length of 29.14

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feet, with a radius of 450.36 feet, with a chord bearing of S27°38'35"E, with a chord length of 29.13 feet to the beginning of a curve; THENCE (17) with said westerly boundary, on a curve turning to the left with an arc length of 228.15 feet, with a radius of 834.33 feet, with a chord bearing of S22°07'33"E, with a chord length of 227.44 feet; THENCE (18) with said westerly boundary, South 13°04'11" East, 52.14 feet; THENCE (19) leaving said westerly boundary, South 81°11'31" West, 14.98 feet to the beginning of a curve; THENCE (20) on a curve turning to the left with an arc length of 98.15 feet, with a radius of 174.00 feet, with a chord bearing of S65°01'54"W, with a chord length of 96.86 feet; THENCE (21) North 41°09'45" West, 52.00 feet; THENCE (22) North 48°43'36" West, 60.36 feet; THENCE (23) North 88°02'33" West, 233.61 feet to a point on the easterly boundary of Colvins Subdivision; THENCE (24) with said easterly boundary, North 1°47'44" East, 161.22 feet; THENCE (25) with said easterly boundary, North 1°53'35" East, 234.91 feet; THENCE (26) with said easterly boundary, North 1°58'44" East, 114.92 feet; THENCE (27) with said easterly boundary, North 1°54'11" East, 115.99 feet; THENCE (28) with said easterly boundary, North 1°49'45" East, 115.95 feet; THENCE (29) with said easterly boundary, North 1°42'12" East, 116.43 feet; THENCE (30) with said easterly boundary, North 2°04'19" East, 212.15 feet to the point of beginning; Said parcel contains 6.68 acres more or less; Section 14, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Lasseter to continue Rezone / RZ 21-26 to the Oct. 5, 2021, meeting. Vote: Unanimous.

U. PUBLIC HEARING OF ORDINANCE AMENDMENT / OA 21-12: Pennington County. To amend Section 210 "Urban Residential District" [to amend and supersede the existing Section 210 "Urban Residential District"] of the Pennington County Zoning Ordinance.

MOVED by LaCroix and seconded by Lasseter to approve Ordinance Amendment / OA 21-12. Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On September 21, 2021, the Pennington County Board of Commissioners approved an amendment to the official Pennington County Zoning Ordinance: Ordinance Amendment 21-12 - Section 210 "Urban Residential District" [to amend and supersede the existing Section 210 "Urban Residential District"] of the Pennington County Zoning Ordinance.

APPROVAL OF VOUCHERS: MOVED by Rossknecht and seconded by Lasseter 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 \$4,075,786.32. Vote: Unanimous.

392 Creations, 207.00; A & A Professional Property Management, 625.00; A & B Business Inc, 2,960.11; A & B Welding Supply Co, 766.98; A & M Transport Service LLC, 697.00; A to Z Shredding, 1,106.49; Aarrowhead, 59.91; Action Target Inc, 925.00; Adams-Isc LLC, 3,296.81; Adaptamed, LLC, 1,905.00; Advanced Auto Glass LLC, 225.00; Advanced Drug Testing Inc, 81.00; Alcohol Monitoring Systems Inc, 1,210.00; Alex Air Apparatus Inc, 33,527.00; Alexander

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Dallas, 639.00; All American Roofing & Sales Inc, 26,560.00; Allen Dwayne, 105.00; Amazon.Com Services, 422.61; Americinn Motel, 1,400.00; Arctic Glacier USA Inc, 65.82; Armijo Jr Amos, 168.00; Army Lodging, 2,109.00; Arrowwood Resort At Cedar Shore, 154.00; Atyeo William, 35.28; Audra Hill Consulting Inc, 15,176.88; Avi Systems Inc, 4,504.42; Badlands Crane Service, 120.00; Bailey Max, 100.00; Bakley Regina, 186.00; Balco Uniform Co Inc, 10,010.35; Bangs, Mccullen, Butler, Foye & Simmons, LLP, 2,135.40; Banks, Bridgette R, 534.15; Bargain Printing, 519.40; Barnier Law Office PC, 2,230.20; Basler Printing Co, 480.00; Batteries Plus Bulbs #934, 23.69; Behavior Management Systems Inc, 420.00; Behrens-Wilson Funeral Home, 5,520.00; BH Chemical Company Inc, 23,730.89; BH Energy, 2,137.61; BH Energy, 3,465.12; BH Energy, 1,516.88; BH Energy, 54,319.97; BH Insurance Agency Inc, 60.00; BH Power Equipment Inc, 123.94; BH Regional Eye Institute LLP, 120.68; BH Services Inc, 497.50; BH Tent And Awning, 788.00; BH Urgent Care LLC, 1,500.00; BH Wilbert Vault, 400.00; Bi Inc, 4,697.35; Biers Tool Sales LLC, 110.00; Bierschbach Equipment And Supply Co Inc, 1,504.19; Big D Oil Co, 241.00; Bloom Law Office Prof LLC, 215.78; Bob Barker Company Inc, 5,787.21; Boone County Government, 54.00; Border States Electric, 681.00; Bringswhite, Erik, 5,500.00; Bringswhite, Morgan, 4,000.00; Brosz Paul, 206.20; Brugger Kent, 51.56; Burleigh County Sherff, 45.00; Butler Machinery Company, 880.14; Caddy Corporation Of America Inc, 91.20; Cameron, George R, 1,033.90; Carquest Auto Parts, 19.42; Cash-Wa Distributing, 3,333.17; Castleberry, James D, 4,462.66; Catholic Social Services, 200.00; Cat's Cleaning, 40.00; CDW Government Inc, 46,946.26; Central States Sanitation, 360.00; Chapel Valley Homeowners Association, 59.21; Charles Mix Co. Sheriff's Office, 120.00; Chris Supply Co Inc, 603.33; Ciox Health, 45.11; City Of Box Elder, 200.15; City Of Hill City, 406.50; City Of Rapid City -Water, 425.67; City Of Rapid City -Water, 10,060.99; City Of Rapid City, 29,283.55; City Of Wall, 212.00; City Of Winner, 358.80; Clark Printing, 902.38; Clayborne, Deanna K, 363.75; Climate Control Systems And Service LLC, 85,507.51; Cline, Jean M, 1,050.60; Clinical Laboratory Of The Black Hills, 3,265.00; Clubhouse Hotel & Suites Pierre, 312.88; CM Detention Products LLC, 615.02; Colbath Atty PC, Angela M, 25,096.42; Community Health Center Of The Black Hills Inc, 890.00; Community Health Center Of The Black Hills Inc, 26,000.00; Connections Inc EAP, 1,122.80; Contractors Insulation And Drywall Supply, 253.10; Contractors Supply Inc, 432.25; Cooks Correctional, 384.52; Copy Country, 453.90; Coremr LC, 916.50; Correct Rx Pharmacy Services Inc, 29,278.16; Creative Surfaces Inc, 349.80; Crescent Electric Supply, 1,557.83; Croell Redi-Mix Inc, 13,467.20; Crossdog Raena, 89.30; Crum Electric Supply, 231.12; Culligan Water, 112.50; Cummins Central Power LLC, 1,864.66; Dakota Business Center, 4,679.42; Dakota Fluid Power Inc, 1,896.52; Dakota Plains Legal Services Inc, 28,750.00; Dakota Traffic Services LLC, 12,260.00; Dalco Enterprises, 4,188.50; Dale's Tire & Retreading Inc, 1,441.41; Dash Medical Gloves Inc, 6,541.50; Davis, Jeremiah J, 544.50; Dematteo Law Firm PLLC, 396.00; Den Herder Law Office PC, 157.10; Dennis Supply - RC, 537.08; Denny Menholt Chevrolet, 6,558.04; Dharma Wellness Institute, 140.00; Diamond Vogel Paint Center, 695.52; Diesel Machinery Inc, 553.20; Dillon Law Office, 967.10; Dioten Engineering Inc, 1,260.00; Dollison Decker Tracey R., 222.65; Door Security Products Inc, 121.17; Duffy Law Firm, Prof. LLC, 10,750.50; Dustbusters Enterprises Inc, 7,216.82; Eastern Penn Amb Dist, 14,141.00; Electrical Engineering & Equipment Company, 2,414.33; Elevate Rapid City, 2,000.00; Ellis-Stevens Roberta, 206.20; EProvider Solutions, 160.00; Ertz, Dewey J, 1,600.00; Evergreen Office Products, 8,006.08; Executive Mgmt Fin Office, 67.00; Farmer Brothers Coffee, 716.40; Fastenal Company, 3,807.46; Federal Express,

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16.37; Ferdinand Dirt LLC, 100.00; Ferguson Enterprises Inc #226, 2,718.29; Fink, Teresa L, 1,645.65; First Focus Property Management LLC, 6,300.00; First Interstate Bank, 1,964.96; First Interstate Bank, 667.37; Floyd's Truck Center, 1,683.09; Forensic Medicine And Pathology PLLC, 1,800.00; Forterra Concrete Products Inc, 21,148.00; Fowler Debra, 100.00; Fox & Youngberg P.C., 965.84; Fremont Industries Inc, 1,867.63; French's Upholstery, 198.00; Fresh Start Carpet Care, 5,059.00; Fritzler John M, 51.30; Frontier Commercial Glass, 683.20; Fruit Of The Loom, 2,058.00; G & H Distributing - RC, 737.56; Genpro Energy Solutions, 32,653.12; Global Equipment Company, 151.89; Godfrey Brake Service And Supply Inc, 845.97; Golden West Companies, 1,409.86; Golf Club At Red Rock, 100.00; Grainger, 2,756.72; Grant Writing USA, 455.00; Great Western Tire Inc, 2,809.15; Grey & Eisenbraun Law, Prof LLC, 3,478.69; Grimm's Pump Service Inc, 388.63; H&S Uniforms And Equipment LLC, 609.00; Hall Dustin, 100.00; Harley F Taylor Inc, 86.53; Harmony Heights, 2,469.00; Harms Oil Company, 27,409.89; Harris, Betsey, 1,434.70; Harveys Lock Shop, 1,260.43; Hattervig Debra L, 59.30; Hebron Brick Supply Co, 213.56; Hill City Prevailer, 1,072.36; Hills Septic Service, 265.00; Hobart Sales & Service, 712.16; Holiday Stationstores LLC, 13.00; Honeywell Inc, 7,597.43; Humane Society Of The Black Hills, 4,166.67; IAED, 795.00; Image All LLC, 156.00; Independent Window Tinting LLC, 1,950.00; Indoff Inc, 2,369.15; Industrial Organizational Solutions Inc, 155.00; Interstate All Battery Center, 445.90; J & J Asphalt Co, 1,194.90; Jantech LLC, 635.00; Jefferson Partner LP, 274.50; Jenner Equipment Co, 141.26; Jims Private Utility Locating, 75.00; JJ's Engraving & Sales, 69.00; Johnson Controls, 1,511.79; Johnson, Kimberly K, 205.20; Jv Bailey Company Inc, 262,912.77; Kahler Property Management, 3,689.00; Katterhagen Mark, 30.00; Keester William, 50.58; Kelts Sally, 100.00; Kennedy Pier Loftus & Reynolds LLP, 227.70; Keystone Ambulance Service, 600.00; Kieffer Sanitation/A Waste Management Co, 503.90; Kieffer Sanitation/A Waste Management Co, 2,981.05; Kieffer Sanitation/A Waste Management Co, 136.80; Kimball Midwest, 2,214.82; Kinkade Funeral Chapel, 1,910.00; Kirk Funeral Home, 9,550.00; Kirschenmann, Kevin E, 1,125.00; Klapperich Wyatt J., 2,000.00; KLJ Engineering LLC, 2,690.02; Knecht Home Center Inc, 2,663.59; Knight's Quality Welding, 225.00; Kone Inc, 755.20; Konica Minolta Premier Finance, 156.19; KS Statebank, 10,325.82; Laboratory Corporation Of America Holdings, 23.00; Laubach Law Office Prof LLC, 940.50; Lawson Products Inc, 1,384.79; Leiby Mike, 100.00; Lewis & Clark Behavioral Health Services, 1,888.00; Lewno Lucille M, 331.52; Liberty Chrysler Center, 687.56; Lincoln County Auditor, 110.00; Lingo Communications LLC, 72.98; Lockwood Darcy, 30.00; Love, Todd A, 6,684.83; Lutheran Social Services Of SD, 58,192.09; Lutz Bryan L, 20.16; Lynn Jackson Schultz & Lebrun PC, 4,964.85; M & M Fencing, 4,124.32; M&M Sales LLC, 85.20; Mama Bear LLC, 8,900.00; Marco Inc, 4,098.37; Marco Inc, 7,928.54; Mark's Auto Repair Inc, 292.95; Marshall Anthony, 12,410.00; Maruska, Kayla L, 1,014.95; Massey Priscilla, 35.24; Matheson Tri-Gas Inc, 252.91; Matkins Christine A, 100.00; Matthew Bender & Co Inc, 1,104.53; MCGowan, Wendy T, 3,787.74; Mckesson Medical-Surgical Government Solutions LLC, 6,437.36; Medical Waste Transport Inc, 691.15; Medical Waste Transport Inc, 873.31; Medline Industries Inc, 3,765.55; Melone PC Lorie D, 952.15; Menards, 671.32; MG Oil Company, 19,029.52; Midcontinent Communications, 179.05; Midcontinent Communications, 3,782.11; Midwest Auto Chemical-Mac, 1,375.55; Midwest Marketing LLC, 160.00; Miller Funeral Home, 1,910.00; Molitor Brittney, 107.00; Montana Dakota Utilities, 4,826.48; Monument Health, 1,216.58; Monument Health Home Plus LLC, 155.06; Monument Health Rapid City Hospital Inc., 9,969.17; Monument Health Reference Laboratory, 14,646.94; Morrill County, 18.59; Morrill Jon, 160.75; Moss Psy D LLC, William A, 4,750.00; Motorola Solutions Inc, 17,699.20; Moyle Petroleum, 7,680.67; Mt Rushmore

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Telephone Co, 48.62; Murphy Law Office PC, 598.36; Murphy Mark S, 14.89; Murphy Petroleum Transport LLC, 50.00; Musick Wade J, 31,000.00; Nat'l Tactical, 13,876.00; Neavill Stephen Troy, 29.81; Nelson Jacquelyn R, 1,170.00; Nelson Law, 4,666.25; Nelson, George J, 202.08; Nohr, Linda J, 2,050.00; North Central International Of Rapid City Inc, 3,970.24; North Central Supply Inc, 7,525.00; North Haines VFD, 4,000.00; Northern Lights Apartments, 2,709.00; Northern Truck Equipment, 39,508.09; Northwest Pipe Fitting Inc, 2,036.29; Norton, Mikayla, 3,195.00; Novak Sanitary Service / Dakota Data Shred, 2,707.38; Nutrien Ag Solutions Inc, 4,971.00; O'Day, Valarie, 2,369.60; Odegard, Amber L, 900.00; Office Depot, 1,746.70; Olson, Carolyn, 9,075.00; Omnitech, Inc., 903.00; O'Reilly Auto Parts, 259.21; Osheim & Schmidt Funeral Home, 1,910.00; Oyler Lucas, 206.20; Pacific Steel & Recycling, 310.72; Parkway Carwash Inc, 28.00; Parr Law PC, 1,482.00; Pate Tamera, 34.00; Pederson Law Office LLC, 2,174.10; Penn Co Health & Human Sv Petty Cash, 401.06; Penn Co Jail Petty Cash, 1,680.00; Penn Co Sheriff Petty Cash, 1,129.29; Penn Co States Atty Petty Cash, 414.25; Penn Co Treasurer Petty Cash, 235.16; Penn Conservation Dist, 15,909.50; Pennington County Courant, 1,565.37; Pennington County Housing & Redevelopment, 3,838.00; Pete Lien & Sons Inc, 22,259.96; PH&S Products, 4,705.00; Pharmchem Inc, 285.50; Pheasantland Industries, 4,591.99; Pioneer Bank & Trust, 1,123.88; Pitney Bowes Inc, 248.52; Pitney Bowes Reserve Account, 2,821.21; Point Emblems LLC, 394.00; Power House, 303.30; Prairie Auto Parts Inc, 424.53; Pratt Linda, 800.00; Precision Dynamics Corp, 400.00; Precision Eyecare PC, 129.33; Professional Computer Services LLP, 193.95; Proforma Screening Solutions LLC, 714.23; Quality Brands Of The Black Hills, 100.00; Quettier Nicolas, 495.00; Quill Corporation, 429.86; Radiology Associates Professional LLC, 616.32; Ramkota Hotel, 154.00; Rapid Collision, 4,638.41; Rapid Delivery Inc, 132.00; Rapid Transit System, 60.00; RC Acquisition LLC, 100.00; RC Area School Dist 51-4, 2,745.62; RC Emergency Services PA, 1,164.07; RC Fire & Emergency Services, 3,027.82; RC Journal - Advertising, 4,169.85; RC Medical Center LLC, 284.10; RC Police Dept-Evidence, 18,285.00; RC Winsupply, 1,583.48; RDO Equipment Co, 3,250.66; Record Storage Solutions, 342.34; Redwood Toxicology Inc, 197.00; RH Financial Management LLC, 4,500.00; Rochester Armored Car Company Inc, 493.86; Roetzel Lara, 193.88; Rousselle Erick, 97.92; Runnings Supply Inc, 229.96; Safety Benefits Inc, 130.00; Sakura LLC, 7,696.12; Sand Scripts, 84.00; Scenic Township, 2,325.00; Scovel Psychological, 3,075.00; Scull Construction, 73,800.00; SD Dept Of Health, 3,213.00; SD Dept Of Public Safety, 170.00; SD Dept Of Revenue, 10,755.24; SD Dept Of Transp-Finance, 1,749,413.21; SD Dept. Of Military, 1,805.00; SD One Call Board, 75.60; SDACC, 635.00; SDACO, 185.00; SDN Communications, 648.00; SDSU Extension, 257.70; Securus Technologies Inc, 22,569.63; Seifert, Mary Rae, 2,880.00; Servall Uniform/Linen Co, 2,760.60; Sherwin Williams Paints, 315.43; Sign Express, 609.00; Signs Now, 109.63; Silver Star Septic LLC, 450.00; Simon Contractors Of South Dakota Inc, 108,967.85; Simpliverified LLC, 650.00; Simpson's Printing, 100.00; Skinner Matthew, 60.95; Solemate Shoes And Uniform Center, 110.46; Speck, Jody H, 1,662.90; Stanton Kailey, 34.00; Stephens, Matthew T, 10,041.00; Storm Clinic Prof LLC, 72.86; Street Smart Rentals Inc, 443.85; Sturdevant's Auto Parts, 6,355.83; Sturdevant's Refinish, 94.83; Suckow Kimberly, 13.44; Summit Fire Protection, 472.75; Summit Food Service, 170,152.72; Sundial Square Apartments, 2,658.00; Survival Armor Inc, 10,216.85; Sutterer Mike, 100.00; Swanson Amanda, 313.42; Swanson Erik T DDS PC, 5,354.50; Syncb/Amazon, 851.54; Tessco Incorporated, 185.78; The Law Office Of Kyle Krause, Prof LLC, 613.80; The Little Print Shop Inc, 432.70; The Repair Shop, 944.73; Thomas Auto Service & Towing, 100.00; Thomson Reuters-West, 7,500.55; Thorn Jaerek, 34.00; Tibbetts Tyler, 173.04; Time Equipment Rental & Sales, 1,062.84; Timeclock Plus, LLC, 938.70; Titan Machinery, 1,201.41;

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TKRS Properties LLC, 3,553.84; Tru Green LP, 2,812.07; Tzadik Lacrosse Apartments LLC, 240.00; Uline, 1,057.86; Unkenholz Family Dental Prof LLC, 992.00; Upper Deck Architects Inc, 13,932.38; US Bank Na Fees, 3,726.00; Vallette Tools Inc, 949.01; Vanway Trophy & Awards, 281.35; Vast Broadband, 796.41; Vast Broadband, 120.75; Velocity Systems, 5,100.00; Verizon Connect NWF Inc, 32.38; Verizon Wireless, 127.07; Verizon Wireless, 410.00; Vlioger Tom, 74.34; Walker John K, 700.00; Wall Building Center & Construction, 76.54; Warne Chemical & Equipment Co Inc, 616.66; Watertree Inc, 1,161.26; Watson Furniture Group, 382.75; Watson Stella, 100.00; Weber Kelsey, 53.00; Weichmann, Cynthia M, 144.40; Weiss Alexandra, 53.00; Wellmark, 162,871.75; Wells Fargo Financial Leasing Inc, 126.35; West River Anesthesiology Consultants PC, 257.63; West River Electric, 1,266.19; Western Communication Inc, 1,212.32; Western Detention, 1,161.90; Western Mailers, 351.31; Western Stationers Inc, 3,974.46; Wex Bank, 10,049.94; Wex Bank, 186.63; Whisler Bearing Co, 329.03; Whiting, Marcia, 397.70; Wickre Stacy, 233.60; Willett Dustin, 20.00; Williams James R, 100.00; Wilson Stephen Kirk, 250.00; Wolf, Ione, 527.50; Wood Stock Supply, 48.54; Yankton Co Sheriff Office, 250.00; Yankton County Treasurer, 1,220.30; Yellow Robe Luther P, 10,464.75; Zep Sales & Service, 614.90; ZMC LLC, 10,500.08; Zuercher Technologies LLC, 31,065.05.

EXECUTIVE SESSION – SDCL 1-25-2

A. Personnel Issue per SDCL 1-25-2(1)

MOVED by Lasseter and seconded by Hadcock to go into Executive Session pursuant to SDCL 1-25-2(1) for the purpose of discussing personnel matters. Vote: Unanimous. The Board remained in Executive Session from 1:23 p.m. until 2:06 p.m. MOVED by Hadcock and seconded by Lasseter to come out of Executive Session. Vote: Unanimous.

MOVED by Hadcock and seconded by LaCroix to authorize the Highway Department to hire Ian Garduna at Grade C43, Step 7, \$2,970.40/bi-wkly, as full-time benefited exempt status effective October 4, 2021. Vote Unanimous.

PAYROLL

Commissioners, 10,398.62; Elections, 7,192.40; Auditor, 13,088.42; Treasurer, 39,949.81; State's Attorney, 147,989.42; Public Defender, 83,453.71; Buildings & Grounds, 67,569.93; Equalization, 41,518.50; Register of Deeds, 9,893.61; IT, 26,621.34; Human Resources, 7,751.20; Sheriff, 290,236.55; Jail, 337,205.44; JSC, 109,616.31; JSC Juvenile Alternative, 4,837.25; CCADP114, 785.55; Economic Assistance, 33,617.62; Extension, 1,436.80; Natural Resources, 12,261.17; Planning and Zoning, 17,967.01; Road & Bridge, 99,380.79; Fire Administration, 3,630.70; Dispatch, 102,407.29; Emergency Management, 4,989.31; 24-7 Program, 10,621.78; MacArthur Safety & Justice Challenge, 12,016.31.

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

Buildings & Grounds: Effective 09/20/2021: Lyle Cutler, \$13.81; Shaun Woolett, \$13.81.

IT: Effective 09/19/2021: Brian Uecker, \$2,209.60.

Jail: Effective 09/20/2021: Jasmine Hiatt, \$13.15. Effective 10/04/2021: James Brophy, \$22.80; Jim Gentile, \$22.80; Jovon Williams, \$22.80; Cayley Hislip, \$16.42; Angelia Carris, \$16.42; Johnny YellowCloud, \$16.42; Jazmerae Torrez, \$16.42; Brandi Sorensen, \$16.42; Suzanne Varns, \$13.15.

Public Defender: Effective 10/04/2021: Holly Buehler, \$14.46.

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Sheriff: Effective 08/01/2021: Jason Lind, \$22.80. Effective 10/04/2021: Baron Juhl, \$22.80.

WSDJSC: Effective 10/03/2021: Adam Byrd, \$25.17; James Muhlbeier, \$27.62.

ADJOURN

MOVED by Lasseter and seconded by LaCroix to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 2:08 p.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of_____.

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