

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of December 21, 2021

The Pennington County Board of Commissioners met at 9:02 a.m. on Tuesday, December 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 Rossknecht.

REVIEW AND APPROVE AGENDA

MOVED by Lasseter and seconded by LaCroix to approve the agenda with the removal of item 18. Vote: Unanimous.

CONSENT AGENDA ITEMS

MOVED by Rossknecht and seconded by LaCroix to approve the Consent Agenda with the removal of items 7 & 8. Vote: Unanimous.

5. Approve the minutes of the December 7, 2021, regular meeting.
6. Acknowledge the change of the final 2021 Unorganized Road Fund Mill Levy for taxes payable in 2022 to be 1.069.
7. Removed for separate consideration.
8. Removed for separate consideration.
9. Recognize and thank the volunteers for the month of November 2021.
10. Declare Capital Asset No. 97073, 2006 Jeep Liberty, VIN #1J4GL48K76W197073 as surplus to turn the vehicle over to the insurance company for insurance settlement.
11. Authorize the Joint Powers Agreement between the South Dakota Office of the Attorney General Division of Criminal Investigations, Pennington County, the Pennington County Sheriff's Office, and the City of Rapid City for the Computer Forensics Examiner position.

End of Consent Agenda Items

Removed for Separate Consideration

7. 2022 EXTENSION ADVISORY BOARD APPOINTMENTS: MOVED by Rossknecht and seconded by LaCroix to Accept the recommendation for the appointments of Patty Brunner, Matthew Odden, Dallas Vos, Mark DiSanto, Heather Chambliss, Lloyd LaCroix and John James to the 2022 Extension Advisory Board. Vote: Unanimous.

8. 2022 BOARD OF COMMISSIONERS MEETING DATES: MOVED by Rossknecht and seconded by LaCroix to approve the revised 2022 Board of Commissioners Meeting Dates with two additional revisions: move the June 9th meeting to June 10th and to approve the 2023 Budget hearings to be held June 23rd and 24th. Vote: Unanimous.

EXECUTIVE SESSION – SDCL 1-25-2

MOVED by Lasseter and seconded by Rossknecht to go into Executive Session pursuant to SDCL 1-25-2(3) to consult with legal counsel. Vote: Unanimous. The Board remained in Executive Session from 9:09 a.m. until 9:30 a.m. MOVED by Rossknecht and seconded by Lasseter to come out of Executive Session. Vote: Unanimous.

ITEMS FORM AUDITOR

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A. TRANSFER OF ALCOHOLIC BEVERAGE LICENSE: MOVED by Hadcock and seconded by Rossknecht to approve the transfer of the Retail (on-sale) Liquor License with Sunday Sales from Sweet Grass Bed & Breakfast / Shipwreck Bar & Grill - MRH Services LLC to Shipwrecks Bar & Grill - Grade A Enterprises, LLC. Vote: Unanimous.

ITEMS FROM SHERIFF

A. CORRECTIONAL OFFICER HIRING INCENTIVE REVISION: MOVED by Hadcock and seconded by LaCroix to amend the hiring and retention policy approved at the August 3rd, 2021, Commission meeting to include new-hires, re-hire, employee transfers, reclassifications and promotions and distribute the hiring bonus to Correctional Officers hired, re-hired, transferred, reclassified and/or promoted since August 3, 2021. Vote: Unanimous.

ITEMS FROM HUMAN RESOURCES

A. NEW POSITION IN HIGHWAY DEPARTMENT: MOVED by LaCroix and seconded by Lasseter to approve the addition to the Traffic Operations / Engineer Technician position to the Highway Department at a DBM of B23 / \$20.65/hr. effective January 1, 2022 and to update the position listing on file. Vote: Unanimous.

ITEMS FROM HIGHWAY

A. RIGHT-OF-WAY CERTIFICATE: MOVED by Hadcock and seconded by Lasseter to approve the right-of-way certificate for project PH8041(20) PCN 05F8 for the Nemo road Horizontal Curve and authorize the Chair's signature. Vote: Unanimous.

B. RIGHT-OF-WAY AND UTILITIES CERTIFICATE: MOVED by Rossknecht and seconded by Hadcock to approve the Right-of-Way and Utilities Certificates for the Sherman Street Bridge 52-246-298 and authorize the Chair's signature. Vote: Unanimous.

C. RIGHT-OF-WAY AND UTILITIES CERTIFICATES: MOVED by Hadcock and seconded by LaCroix to approve the Right-of-Way and Utilities Certificates for the Neck Yoke Road Bridge 52-395-367, Lower Spring Creek Road Bridge 52-472-420, 161st Avenue Bridges 52-608-295 and 52-608-298 and to authorize the Chair's signatures. Vote: Unanimous.

D. RESOLUTION 2021-12-21-1: MOVED by Hadcock and seconded by Lasseter to approve resolution 2021-12-21-1 authorizing Pennington County to submit Bridge Improvement Grant Applications for bridges 52-246-298, 52-317-318, 52-395-367, 52-472-420, 52-608-295 and 52-608-298. Vote: Unanimous.

**RESOLUTION 2021-12-21-1
BRIDGE IMPROVEMENT GRANT PROGRAM
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, Pennington County wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S) AND LOCATION(S):
52-246-298 Sherman Street

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52-317-318 Thunderhead Falls Rd
52-395-367 Neck Yoke Rd
52-472-420 Lower Spring Creek Rd
52-608-295 161st Avenue
52-608-298 161st Avenue

and WHEREAS, Pennington County certifies that the project(s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan*;

and WHEREAS, Pennington County agrees to pay the 30% match on the Bridge Improvement Grant funds;

and WHEREAS, Pennington County hereby authorizes the Bridge Improvement Grant application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application(s).

Vote of Commissioners: Yes X No ___

Dated at Rapid City, SD, this 21st day of December, 2021.

/s/ Chair Gary Drewes
Pennington County Board of Commissioners

ATTEST: (SEAL)

/s/ Cindy Mohler, Auditor

REQUEST FOR VARIANCE TO ORDINANCE 14 AND APPROVAL OF A SECOND APPROACH: MOVED by Hadcock and seconded by Lasseter to approve the request for a variance to Ordinance 14 standards and to approve three approaches to serve a guest house located at 24472 Oak Meadows Court and a residence at 24480 Oak Meadow Court. The approaches are located on the north side of the road west of the terminus of Oak Meadows Court approximately 314', 380' and 570'. It is further moved the approach located at 570' feet must be improved to include an 18"x32' culvert and be widened to a minimum of 20 feet. Vote: Unanimous.

REQUEST FOR SPEED LIMIT CHANGE, HWY 14/16, NEW UNDERWOOD: Removed from the agenda.

EXECUTIVE SESSION – SDCL 1-25-2

MOVED by Hadcock and seconded by Lasseter to go into Executive Session pursuant to SDCL 1-25-2(1) for the purpose of discussing personnel issues. Vote: Unanimous. The Board remained

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in Executive Session from 9:42 a.m. until 10:37 a.m. MOVED by Hadcock and seconded by Rossknecht to come out of Executive Session. Vote: Unanimous.

ITEMS FROM PLANNING & ZONING

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

A. VARIANCE / VA 21-37: Michael and Angela Holmberg; Renner Associates - Agent. To reduce the front yard setback from 25 feet to a zero (0) foot setback for an existing barn on the subject property in an Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

Lot 1 Less Dedicated Right-of-Way, Lovell Subdivision, Section 29, T1N, R9E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by Rossknecht to continue Variance / VA 21-37 to the January 18, 2022, Board of Adjustment meeting to see if the applicant obtains an exemption from the City of Rapid City for the width of the Right-of-Way. Vote: Unanimous.

B. VARIANCE / VA 21-38: Scott Highland. To reduce the side yard setback from 25 feet to 8 feet for a carport in a Rural Residential District in accordance with Sections 207 and 509 of the Pennington County Zoning Ordinance.

Lot A of Lot 1 and of the E115 feet of Lot 2 of NE1/4NE1/4, Johnson, U V Subdivision, Section 31, T1N, R7E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Lasseter to approve Variance / VA 21-38, with the following three (3) conditions: 1) That this Variance only allows for an 8-foot setback to the proposed carport. All other structures must meet the minimum setback requirements or obtain separate Variance(s); 2) That the applicant obtains approved Building Permits for all proposed and unpermitted existing carports from the Planning Department; and, 3) That at the time of Building Permit submittal, the site plan be prepared by a South Dakota Registered Land Surveyor to verify the reduced and existing setbacks for all carports are met. Vote: Unanimous.

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

PLANNING AND ZONING CONSENT AGENDA

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 Rossknecht and seconded by Lasseter to approve the Planning and Zoning consent

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agenda as presented. Vote: Unanimous.

C. MINOR PLAT / MPL 21-84: Caputa Acres, LLC; Milton Gutknecht. To create Tract 1 of Caputa Acres Addition in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 3, Tract 1 of Lot 4 Less RTY (2.17 AC), Section 6, T1S, R10E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Tract 1 of Caputa Acres Addition, Section 6, T1S, R10E, BHM, Pennington County, South Dakota.

Approve Minor Plat / MPL 21-84 with the following seven (7) conditions: 1) That prior to filing the mylar with the Register of Deeds, the Certifications on the Minor Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations; 2) 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 requirements that are not met; 3) 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; 4) That prior to filing the mylar at Register of Deeds, the map scale on the plat be 1-inch equals 100 feet; 5) That the applicant ensures all-natural drainage ways are maintained and not blocked; 6) That Approach Permits are obtained from the County Highway Department prior to filing the Plat at Register of Deeds; 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.

D. MINOR PLAT / MPL 21-85: Connie and Detlev Prautzsch; KTM Design Solutions - Agent. To subdivide and create Lots 1 and 2 of Storm Hill Subdivision No. 2 in accordance with Section 400.3 of the Pennington County 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.

Approve Minor Plat / MPL 21-85 with the following nine (9) conditions: 1) 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; 2) 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

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requirements that are not met; 3) That the plat scale be 1 inch = 100 feet; 4) That the Certifications on the plat be in accordance with § 400.3(1)(n) of the Pennington County Subdivision Regulations; 5) That the applicant ensures that all-natural drainage ways are maintained and are not blocked; 6) 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; 7) That prior to the mylar being Filed at Register of Deeds, the applicant improves Palmer Gulch Road the agreed upon conditions as determined by the County Highway Department and the Board of Commissioners; 8) 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, 9) That an existing shed be removed from the right-of-way and if the shed is placed on the subject property it meets all required setbacks.

E. MINOR PLAT / MPL 21-86: Jeffrey Scherr. To reconfigure lot lines and create Lot D1 Revised and Lot D2 Revised of Lot 17 in Fort Meade Placer No. 244 in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lots D1 and D2 of Lot 17 of Fort Meade Placer 244, Section 8, T1S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot D1 Revised and Lot D2 Revised of Lot 17 in Fort Meade Placer No. 244, Section 28, T1S, R5E, BHM, Pennington County, South Dakota.

Approve Minor Plat / MPL 21-86 with the following seven (7) conditions: 1) That prior to filing the mylar with the Register of Deeds, the Certifications on the Minor Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations; 2) 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 requirements that are not met; 3) 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; 4) That prior to filing the mylar at Register of Deeds, the map scale on the plat be 1-inch equals 100 feet; 5) That the applicant ensures all-natural drainage ways are maintained and not blocked; 6) That prior to filing the mylar with the Register of Deeds approval for a second approach be obtained; 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.

F. MINOR PLAT / MPL 21-87: Randy and Peggy Sogge; Fisk Land Surveying - Agent. To subdivide and create Lots 3RA and 3RB of Block 2 of Dead Broke Subdivision in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 3R, Block 2, Dead Broke Subdivision, Section 1, T2S, R4E, BHM, Pennington County, South Dakota.

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PROPOSED LEGAL: Lot 3RA and 3RB of Block 2 of Dead Broke Subdivision, Section 1, T2S, R4E, BHM, Pennington County, South Dakota.

Approve Minor Plat / MPL 21-87 with the following seven (7) conditions: 1) That prior to filing the mylar with the Register of Deeds, the Certifications on the Minor Plat be in accordance with Section 400.3.1(n) of the Pennington County Subdivision Regulations; 2) 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 requirements that are not met; 3) 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; 4) That prior to filing the mylar at Register of Deeds, the map scale on the plat be 1-inch equals 100 feet; 5) That the applicant ensures all-natural drainage ways are maintained and not blocked; 6) That prior to filing the mylar with the Register of Deeds approval for a second approach be obtained; 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.

G. LAYOUT PLAN / LPL 21-83: Laura Henney and Erik Karlson; KTM Design Solutions- Agent. To combine two lots to create Lot 13R in Block A of Edelweiss Mountain Development in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lots 13 and 14, Block A, Edelweiss Mountain Development, Section 17, T1N, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 13R, Block A, Edelweiss Mountain Development, Section 17, T1N, R5E, BHM, Pennington County, South Dakota.

Approve Layout Plan / LPL 21-83 with the following nine (9) conditions: 1) That at the time of Minor Plat submittal, the Plat be prepared by a South Dakota Registered Land Surveyor; 2) That prior to Minor Plat submittal, the Certifications on the Minor Plat be in accordance with § 400.3.1(n) of the Pennington County Subdivision Regulations; 3) That at the time of Minor Plat submittal, the plat meets the requirements of §§ 400.3 and 500.5 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 Minor Plat submittal, the applicants comply with the Register of Deeds comments contained in this report; 5) 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; 6) That the applicant ensures all-natural drainage ways are maintained and not blocked; 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; 8) That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the

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ground, which requires a site plan to be reviewed and approved by the Planning Director; and, 9) That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

H. LAYOUT PLAN / LPL 21-78: ELS Properties, LLC; Rick Schulke. To subdivide and create Lots 3A, 3B, 3C, 3D, and 3E of Battle Creek Mountain Estates Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 3 and Lot A3 Less Lot H1 (also in Sections 17 and 19), Battle Creek Mountain Estates, Section 18, T2S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 3A, 3B, 3C, 3D, and 3E of Battle Creek Mountain Estates Subdivision, Section 18, T2S, R7E, BHM, Pennington County, South Dakota.

Approve Layout Plan / LPL 21-78 with the following seventeen (17) conditions: 1) That at the time of submittal of the Preliminary Plat, the applicant must provide percolation test results and soil profile information to the Environmental Planner for review and approval as required in Section 400.2.2.f of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement; 2) That at the time of submittal of the Preliminary Plat, the applicant must show a 66-foot wide access easement to provide access to proposed lots 3A, 3C, 3D, and 3E of Battle Creek Mountain Estates Subdivision as required in Table 1 of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement; 3) That at the time of submittal of the Preliminary Plat, the applicant shall provide topographic information with a contour interval of five (5) feet as required in Section 400.2.2.n of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement; 4) That at the time of submittal of the Preliminary Plat, the Section Line Right-of-Ways must either be improved to Local Road Standards or a Subdivision Regulations Variance obtained to waiving this requirement; 5) That at the time of submittal of the Preliminary Plat, 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; 6) That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of the Pennington County Subdivision Regulations, or the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met; 7) That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations; 8) That at the time of submittal of the Preliminary Plat, the proposed Plat be prepared by a Registered Land Surveyor; 9) That a Storm Water Permit is obtained from the Planning Department prior to any grading or land disturbance exceeding 10,000 square feet; 10) 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; 11) That the applicant ensures all natural drainage ways are maintained and are not blocked and all necessary drainage ways are noted on the plat; 12) 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; 13) That the formerly needs to be amended to read Lot 3 and Lot A3 of Lot

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3 Battle Creek Mountain Estates Subdivision; 14) That if access to Lot 3B will be off the section line, access from Highway 40 will need to be approved by SDDOT; 15) That any road built within/along the Section Line must be built to Ordinance 14 standards; 16) That the public right-of-way along Highway 40 be vacated in accordance with SDCL 31-3-6; and, 17) That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

I. LAYOUT PLAN / LPL 21-80: Gold Run III, LLC; Gregory Wittenberg. To consolidate two lots to create Lot 6 Revised of Gold Run Park Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 6 of Gold Run Park Subdivision, Section 5; and All Less Gold Run Park and Less Lot 1 of Hobart Sub located in Section 5 and Section 9, Matt Placer MS 1417, Section 8, T1S, R3E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 6 Revised of Gold Run Park Subdivision, Sections 5, 8, and 9, T1S, R3E, BHM, Pennington County, South Dakota.

Approved Layout Plan / LPL 21-80 with the following thirteen (13) conditions: 1) That prior to submittal of the Preliminary Plat, the applicant must provide percolation test results and soil profile information to the Environmental Planner for review and approval as required in Section 400.2.2.f of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement; 2) That at the time of submittal of the Preliminary Plat, the applicant shall provide topographic information with a contour interval of five (5) feet as required in Section 400.2.2.n of the Subdivision Regulations or obtain a Subdivision Regulations Variance waiving this requirement; 3) That at the time of submittal of the Preliminary Plat, the Section Line Right-of-Ways must either be improved to Local Road Standards or a Subdivision Regulations Variance obtained to waiving this requirement; 4) That at the time of submittal of the Preliminary Plat, 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 submittal for the Preliminary Plat, the plat meets all the requirements of the Pennington County Subdivision Regulations, or the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met; 6) That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations; 7) That at the time of submittal for the Preliminary Plat, the proposed Plat be prepared by a Registered Land Surveyor; 8) That a Storm Water Permit is obtained from the Planning Department prior to any grading or land disturbance exceeding 10,000 square feet; 9) That the applicant ensures all natural drainage ways are maintained and are not blocked and all necessary drainage ways are noted on the plat; 10) That the owner's acknowledgement be changed to a corporate acknowledgement; 11) That an Approach Permit be obtained from the County Highway Department for the existing approach off of Gillette Prairie Road; 12) 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, 13)

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That approval of this Layout Plan does not constitute approval of any further applications to be submitted for the above-described property.

J. LAYOUT PLAN / LPL 21-79: Marjorie Helgeson Trustee / Davis Engineering. To reconfigure lot lines to create Lot 3 Revised of SE1/4SW1/4, NE1/4NW1/4 (also in Section 10) in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: GL14 Less Payton Addition and Less ROW; GL 6 Less Lot 1, 2, and 3 and Less ROW; and Lot 3 of SE1/4SW1/4, NE1/4NW1/4 (Also in Section 10), Section 3, T1S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 3 Revised of SE1/4SW1/4 of Section 3 and NE1/4NW1/4 of Section 10, T1S, R6E, BHM, Pennington County, South Dakota.

Continue Layout Plan / LPL 21-79 to the January 18, 2022, Board of Commissioner's meeting, per the request of the Agent.

K. LAYOUT PLAN / LPL 21-81: Travis and Amanda Frink. To subdivide and create Lot 1 of Frink Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: S1/2S1/2NE1/4 Less Lot H2 and Less HWY ROW, Section 18, T1S, R16E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot 1 of Frink Subdivision, Section 18, T1S, R16E, BHM, Pennington County, South Dakota.

Approve Layout Plan / LPL 21-81 with the following ten (10) conditions: 1) That at the time of Minor Plat submittal, any legal means of access (easements or rights-of-way) to proposed Lot 1 be identified on the plat; 2) That at the time of Minor Plat submittal, the proposed subdivision name be changed per Register of Deeds comments; 3) That at the time of Minor Plat submittal, the plat be prepared by a South Dakota Registered Land Surveyor; 4) 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; 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, 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 provides percolation tests and soil profile hole information for proposed Lot 1 or an approved Subdivision Regulations Variance be obtained, waiving these requirements; 8) That prior to the mylar being filed at Register of Deeds, the applicant obtains an approved Comprehensive Plan Amendment and Rezone for proposed Lot 1 or obtains an approved

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Lot Size Variance; 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.

L. LAYOUT PLAN / LPL 21-82: No Bad Days Campground LLC; Rob Livingston. To subdivide and create Lots 1, 2, 3, 4 and Utility Lot of No Bad Days Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Tract Lake of SW1/4SW1/4 of Section 27 and SE1/4 of Section 28 of T2N, R5E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1-4 and Utility Lot, No Bad Days Subdivision, Section 27 and Section 28, T2N, R5E, BHM, Pennington County, South Dakota.

Approve layout Plan / LPL 21-82 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 the Register of Deeds, the applicant obtains an approved 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 the mylar being filed at Register of Deeds, the applicant obtain an approved Stormwater Permit for the existing dirt work; 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.

End of Consent Agenda

UNCONTESTED HEARING(S)

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M. PUBLIC HEARING OF REZONE / RZ 21-31: William and Marilou Carlson. To rezone 1.08 acres from Agriculture District to Low Density Residential District in accordance with Sections 205, 208, and 508 of the Pennington County Zoning Ordinance.

Lot 54, Block 4, Green Valley Estates, Section 23, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Lasseter and seconded by Rossknecht to approve Rezone / RZ 21-31. Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On December 21, 2021, the Pennington County Board of Commissioners approved an amendment to the official Zoning Map: Rezone 21-31 (William and Marilou Carlson) to rezone from Agriculture District to Low Density Residential District.

N. PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT / PU 21-17: Little Guys, LLC; Ben Brink - Agent. To amend the existing Planned Unit Development to allow a Specialty / Recreational Resort and to add 25 rental cabins and staff housing and dorms to the subject properties in accordance with Section 216 of the Pennington County Zoning Ordinance.

Also in Section 6, T2S, R6E of Maine Lode MS 1715 and Less Lot H1, H2; H3 of West State Lode MS 1533; and Less Lot H1 – Lot H6 and Less Beckman Subdivision No. 2 of State Lode MS 1533 in Section 5, T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Lasseter to approve of Major Planned Unit Development Amendment / PU 21-17 with the following twenty-five (25) conditions: 1) That the approved uses of the Specialty / Recreational Resort include all uses-by-right of a Highway Service District; 2) That the applicant obtains approved Building Permits for the removal of the 20' x 28' detached garage and proposed living quarters above the garage/maintenance building on STATE LODE MS 1533; 3) That a Building Permit be obtained for any structure exceeding 144 square feet or permanently anchored to the ground, which includes the necessary site plans to be reviewed and approved by the Planning Director; 4) That daily operations be conducted by the owners, on-site manager, and staff as necessary; 5) That all natural drainage paths be continually maintained; 6) That the applicant obtains an approved Sign Permit prior to the placement of any on- or off-premise sign; 7) That all addresses be properly and continually posted in accordance with Pennington County's Ordinance #20; 8) That the applicant maintains an Emergency Plan and provides copies to all overnight guests in case there is a need to evacuate guests from the property and that a copy of said plan be kept on file at the Planning Department; 9) That a minimum of 127 parking spaces be provided on-site, each measuring a minimum of 9 feet by 18 feet and maintained in a dust-free manner in accordance with the Pennington County Zoning Ordinance; 10) That a detailed site plan be submitted with each Building Permit, to include a detailed parking plan depicting adequate parking as specified in Section 310 of the Pennington County Zoning Ordinance; 11) That quiet

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hours in the Planned Unit Development be from 11:00 p.m. to 7:00 a.m.; 12) That all exterior lighting must be of low-level intensity, which does not result in excessive glare upon surrounding neighbors or obstruct the vision of motor vehicle operators on Highway 16A; 13) That any restaurant, hotel / motel, or vacation home rental within the Planned Unit Development obtain all necessary permits from other governing bodies including, but not limited to, approval from the South Dakota Department of Health and South Dakota Department of Revenue; 14) That a smoke detector be placed in each sleeping room utilized for a hotel / motel, dormitory, or vacation home rental, to include 1 smoke detector per floor; 15) That a portable fire extinguisher with a minimum 2 A-BC rating be placed on each floor level of a hotel / motel, dormitory, or vacation home rental so it accessible to guests at all times and that the fire extinguisher be inspected and tagged annually; 16) That the maximum number of people staying at any dormitory, hotel / motel, or vacation home rental be in compliance with the South Dakota Lodging Establishments Health and Safety Manual and South Dakota Department of Agriculture and Natural Resources requirements; 17) That the applicants comply with South Dakota Codified Law 34-18; 18) That the physical address of each structure be posted in each guest room utilized as a hotel / motel, dormitory, and vacation home rental; 19) That all on-site wastewater treatment systems (OSWTS) require proper permitting and review of the system by both the Pennington County Planning Department and South Dakota Department of Agriculture and Natural Resources and must be in compliance with Pennington County Zoning Ordinance (PCZO) § 204-J and South Dakota Administrative Rules 74:53:01; 20) That any Vacation Home Rentals must comply with PCZO §319; 21) That any Recreation Vehicle Park must comply with PCZO §306; 22) That the front yard setback reduction from 25 feet to zero (0) feet and the side yard setback reduction from 10 feet to a zero (0) feet only apply to the garage / maintenance building on Tax ID 59745; 23) That setbacks for all other structures shall be a minimum of 25 feet from exterior lot lines, 0 feet from interior lot lines, and 58 feet from any existing and relocated Section Lines; 24) That the Planning Director may allow additional development or construction, which is consistent with the existing development on this property. Significant changes in the use or impacts on adjacent land, as determined by the Planning Director, shall require an amendment to this Planned Unit Development; and, 25) That this Planned Unit Development be reviewed in 2 years, on a complaint basis, or as deemed necessary by either the Planning Commission or Board of Commissioners to verify all Conditions of Approval are being met. Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On December 21, 2021, the Pennington County Board of Commissioners approved an amendment to an existing Planned Unit Development: Major Planned Unit Development Amendment 21-17 – Little Guys, LLC.

CONTESTED HEARING(S)

O. VACATION OF SECTION LINE RIGHT-OF-WAY / VS 21-06: Michael and Kathryn Cruse. To vacate 351 feet of the Section Line Right-of-Way located along the east lot line between Sections 32 and 33 of T1N, R7E, BHM, Pennington County, South Dakota.

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Lot 2, Block 2, Highland Hills Subdivision of Section 32 and in the SW1/4NW1/4, S1/2 of Section 33, all located in T1N, R7E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Rossknecht to continue this item until the Jan. 4, 2022 meeting. Vote: Unanimous.

P. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 21-18: McCrory Vacations, LLC (Lisa McCrory); Rob Livingston - Agent. To allow for a Planned Unit Development Overlay to allow a Recreational Resort to include uses such as: swimming pool, golf course, Vacation Home Rentals, RV site and a pole barn to include a butcher processing shop in accordance with Section 216 of the Pennington County Zoning Ordinance.

S1/2 of Peacock Lode MS 962, Section 35, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Hadcock to approve Planned Unit Development Overlay / PU 21-18 with the following twenty-two (22) conditions: 1) That the approved uses of the Recreational Resort include: vacation home rentals, caretaker residence, recreational vehicle site, golf course, swimming pool, and non-commercial butcher shop; 2) That a Building Permit be obtained for any structure exceeding 144 square feet or permanently anchored to the ground, which includes the necessary site plans to be reviewed and approved by the Planning Director; 3) That daily and event operations be conducted by owners, on-site manager, and local contact as necessary; 4) That all natural drainage paths be continually maintained; 5) That the applicant obtains an approved Sign Permit prior to the placement of any on- or off-premise sign; 6) That all addresses be properly and continually posted in accordance with Pennington County's Ordinance #20; 7) That the applicant maintains an Emergency Plan and provides copies to all overnight guests in case there is a need to evacuate guests from the property and that a copy of said plan be kept on file at the Planning Department; 8) That a minimum of 8 parking spaces be provided on-site, each measuring a minimum of 9 feet by 18 feet and maintained in a dust-free manner in accordance with the Pennington County Zoning Ordinance; 9) That quiet hours in the Planned Unit Development be from 11:00 p.m. to 7:00 a.m.; 10) That all exterior lighting must be of low-level intensity, which does not result in excessive glare upon surrounding neighbors; 11) That any vacation home rental within the Planned Unit Development obtain all necessary permits from other governing bodies including, but not limited to, approval from the South Dakota Department of Health and South Dakota Department of Revenue; 12) That a smoke detector be placed in each sleeping room utilized for a vacation home rental, with a minimum of at least 1 smoke detector per floor; 13) That a portable fire extinguisher with a minimum 2 A-BC rating be placed on each floor level of a vacation home rental so it accessible to guests at all times and that the fire extinguisher be inspected and tagged annually; 14) That the maximum number of people staying at any vacation home rental be in compliance with the South Dakota Lodging Establishments Health and Safety Manual and South Dakota Department of Agriculture and Natural Resources requirements; 15) That the applicants comply with South Dakota Codified Law 34-18; 16) That all on-site wastewater treatment systems (OSWTS) require proper permitting and review of the

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system by both the Pennington County Planning Department and South Dakota Department of Agriculture and Natural Resources and must be in compliance with Pennington County Zoning Ordinance (PCZO) § 204-J and South Dakota Administrative Rules 74:53:01; 17) That any Vacation Home Rentals must comply with PCZO §319; 18) That any Recreation Vehicle Park / Site must comply with PCZO §306; 19) That setbacks for all structures shall be a minimum of 25 feet from all lot lines; 20) That prior to operation as a Vacation Home Rental, an approved Variance be obtained to reduce the rear yard setback for the primary residence (24010 Twin Springs Road); 21) That the Planning Director may allow additional development or construction, which is consistent with the existing development on this property. Significant changes in the use or impacts on adjacent land, as determined by the Planning Director, shall require an amendment to this Planned Unit Development Overlay; and, 22) That this Planned Unit Development Overlay be reviewed in one (1) year, on a complaint basis, or as deemed necessary by either the Planning Commission or Board of Commissioners to verify all Conditions of Approval are being met. Vote: Unanimous.

NOTICE OF FACT OF ADOPTION

On December 21, 2021, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay: Planned Unit Development Overlay 21-18 – McCrory Vacations, LLC.

APPROVAL OF VOUCHERS: MOVED by LaCroix and seconded by Lasseter to approve the voucher in the amount of \$240.00 for the Rose Inn LLC. Vote: The vote carried 4-0 with Hadcock abstaining. MOVED by LaCroix 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 \$4,772,226.54. Vote: Unanimous.

392 Creations, 138.00; 605 Therapy LLC, 3,200.00; A & A Professional Property Management, 3,989.79; A & B Business Inc, 3,933.28; A & B Welding Supply Co, 1,172.09; A & M Transport Service LLC, 1,620.00; A To Z Shredding, 694.93; A-1 Auto Recyclers, 65.00; AAF-Black Hills, 170.00; Active Data Systems Inc, 6,867.24; Adams-Isc LLC, 6,311.26; Adaptamed, LLC, 1,285.00; Advanced Auto Glass LLC, 300.00; Advanced Drug Testing Inc, 92.00; Air Works, 32.50; Al Cornella Refrigeration, 390.00; Albertson Engineering Inc, 525.00; Alcohol Monitoring Systems Inc, 2,445.00; Allied 100 LLC, 79.65; Amazon.Com Services, 161.70; Americinn Motel, 1,050.00; Amick Sound Inc, 466.90; Anchortex Corporation, 743.04; Apco International Inc, 1,134.00; Apex Software, 2,755.00; Architectural Specialties LLC, 22,690.20; Armijo Jr Amos, 204.00; Army Lodging, 3,108.00; Arnie's Pressure Wash, 200.00; Arrowwood Resort At Cedar Shore, 385.00; Ash Park Holdings LLC, 950.00; Asphalt Zipper, 2,310.62; Astech Corp, 98,662.50; AT&T Mobility, 365.84; Atyeo William, 33.60; Audra Hill Consulting Inc, 13,867.30; Auto Body Specialties Inc, 637.72; Avera Queen Of Peace Health Services, 469.79; Avera Sacred Heart Hospital, 858.84; Avi Systems Inc, 8,553.00; Axon Enterprise Inc, 8,175.39; Bakley Regina, 609.37; Balancing Professionals Inc, 5,234.70; Balco Uniform Co Inc, 4,488.79; Bangs, Mccullen, Butler, Foye & Simmons, LLP, 1,573.70; Bargain Printing, 1,870.39; Barnier Law Office PC,

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1,585.50; Basler Printing Co, 403.50; Beardsley Peggy, 1,950.00; Behavior Management Systems Inc, 1,230.00; Behrens-Wilson Funeral Home, 12,940.00; Bertolotto Connie, 107.12; Best Western Ramkota Inn, 294.00; BH Chemical Company Inc, 19,249.04; BH Energy, 56,919.63; BH Energy, 669.58; BH Energy, 1,160.87; BH Energy, 776.94; BH Oxford House, 733.00; BH Pediatrics & Neonatology LLP, 500.00; BH Power Equipment Inc, 1,156.85; BH Services Inc, 497.50; BH Tent And Awning, 419.00; BH Urgent Care LLC, 390.00; BH Wilbert Vault, 400.00; Bi Inc, 5,286.85; Biers Tool Sales LLC, 134.00; Bierschbach Equipment And Supply Co Inc, 894.95; Black Hills Figure Skating Club, 4,090.00; Blake's Trailer Sales & Repair, 58.00; Bluetarp Financial Inc, 2,181.98; Bob Barker Company Inc, 8,861.12; Boland Kelsi, 1,500.00; Border States Electric, 979.90; Bringswhite, Erik, 4,785.00; Bringswhite, Morgan, 4,000.00; Brooks Julianna, 2,571.27; Brown's Small Engine Repair, 24.22; Bush Joseph, 70.82; Butler Machinery Company, 69,348.25; Byington Painting, 772.02; Cameron, George R, 1,421.30; Carquest Auto Parts, 223.82; Cash-Wa Distributing, 2,710.49; Castleberry, James D, 2,992.66; Catholic Social Services, 400.00; Cat's Cleaning, 40.00; CDW Government Inc, 59,629.90; Central Salt, 27,281.93; Charm-Tex Inc, 2,977.05; Chris Supply Co Inc, 607.32; City Of Box Elder, 86.38; City Of Rapid City -Water, 389.01; City Of Rapid City -Water, 22,286.45; City Of Rapid City, 48,757.25; City Of Winner, 240.80; Clark Printing, 699.18; Clayborne, Deanna K, 925.35; Climate Control Systems And Service LLC, 126,126.09; Clinical Laboratory Of The Black Hills, 16,308.00; Clock Tower Gardens Apartments, 2,340.00; Colbath & Sperlich PC, 15,837.52; Commercial Laundry Systems Of The Rockies, 15,022.57; Complete Property Solutions, 1,395.10; Connections Inc EAP, 1,122.80; Contractors Insulation And Drywall Supply, 325.60; Copy Country, 273.91; Coremr LC, 916.50; Correct Rx Pharmacy Services Inc, 34,418.33; Cortech, 595.75; Country Inn & Suites, 339.76; Countryside Property Management LLC, 8,343.13; County Drug Inc, 181.56; Crescent Electric Supply, 1,971.97; Dakota Battery & Electric, 418.13; Dakota Plains Legal Services Inc, 28,750.00; Dale's Tire & Retreading Inc, 1,992.90; Daniel Shane M, 4,400.00; Dash Medical Gloves Inc, 10,004.60; Davis, Jeremiah J, 118.80; Delahoyde Kathryn, 262.60; Den Herder Law Office PC, 148.50; Dennis Supply - RC, 1,777.38; Denny Menholt Chevrolet, 356.63; Dharma Wellness Institute, 280.00; Diamond Vogel Paint Center, 105.81; Diesel Machinery Inc, 1,193.39; Dillon Law Office, 777.15; DNA Labs International, 3,965.00; Ducheneaux Cameron, 369.56; Duffy Law Firm, Prof. LLC, 13,739.15; Eagle Enterprises, 1,805.19; Eccleston Dave, 40.00; Edwards Jon, 214.00; EProvider Solutions, 160.00; Ertz, Dewey J, 3,775.00; Evergreen Office Products, 6,612.12; Executive Mgmt Fin Office, 67.00; Fastenal Company, 314.41; Federal Express, 20.89; Ferguson Enterprises Inc #226, 1,099.73; Ferguson Safety Products Inc, 2,553.56; Fink, Teresa L, 1,759.60; First Focus Property Management LLC, 3,420.00; First Interstate Bank, 244.23; First Interstate Bank, 521.00; First Interstate Bank, 318.45; Firstspear, 6,964.74; Fisher Anne, 600.00; Fitzgerald Law Firm, 8,014.90; Flooring America, 13.69; Floyd's Truck Center, 110,002.94; Ford Brodie, 99.12; Fresh Start Carpet Care, 3,107.59; Freyensee Jennifer, 20.00; Fruit Of The Loom, 1,595.92; G & H Distributing - RC, 1,248.57; G & R Controls Inc, 1,205.00; Galls LLC, 180.13; Ginger Threads, 86.00; Glasgow Jodi, 102.97; Global Tel'link, 15.17; Godfrey Brake Service And Supply Inc, 2,816.25; Golden West Companies, 1,405.09; Golden West Companies, 79.95; Golden West Technologies, 300.00; Goodway Technologies Corp, 5,347.04; Grainger, 790.19; Great Western Tire Inc, 852.22; Grey & Eisenbraun Law, Prof LLC, 99.00; Grimm's Pump Service Inc, 546.84;

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H&S Uniforms And Equipment LLC, 36.00; Hammond Roxanne, 207.00; Handyman Al LLC, 5,099.81; Hanzel Gunner, 228.00; Harms Oil Company, 44,731.97; Harrison Tony, 154.30; Harveys Lock Shop, 615.53; Heavy Constructors Inc, 4,235.68; Hebron Brick Supply Co, 244.37; Heeren-Graber, Krista, 830.64; Herra Jayson, 338.90; Hillyard/Sioux Falls, 3,801.04; Hilt Construction Inc, 6,332.98; Hobart Sales & Service, 1,169.92; Holiday Inn Express, 77.00; Horwath Laundry Equipment, 302.64; Hoven Bryce, 80.00; Humane Society Of The Black Hills, 4,166.67; Hurst Dain R, 3,061.89; Identisys Inc, 1,080.81; Iiarc, 247,297.95; Image All LLC, 180.96; Indoff Inc, 577.05; Industrial Organizational Solutions Inc, 40.00; Inland Truck Parts, 441.48; Intoximeters Inc, 800.00; Jantech LLC, 615.00; Jefferson Partner LP, 1,100.50; Jenner Equipment Co, 385.92; Jims Private Utility Locating, 412.50; JJ's Engraving & Sales, 20.25; Johns & Kosel Attorneys At Law A Prof LLC, 8,301.64; Johnson Controls, 6,464.59; Johnson, Kimberly K, 412.50; Karen Paige Hunt Prof LLC, 128.70; Katterhagen Mark, 84.00; Kennedy Pier Loftus & Reynolds LLP, 356.40; Kenrick Casey, 111.79; Kieffer Sanitation/A Waste Management Co, 3,542.27; Kimball Midwest, 1,257.76; Kimbell Alisha, 150.00; Kintigh Kylie, 94.98; Kirk Funeral Home, 3,820.00; Kirschenmann, Kevin E, 675.00; KLJ Engineering LLC, 21,097.28; Knecht Home Center Inc, 1,572.01; Koletzky Law Office Prof LLC, 165.40; Kone Inc, 591.46; Konica Minolta Premier Finance, 156.19; KS Statebank, 10,325.82; KTM Design Solutions Inc., 2,595.40; Laboratory Corporation Of America Holdings, 115.50; Lands' End Business Outfitters, 29.00; Language Line Services, 348.72; Lena, Justin R, 875.00; Lewis & Clark Behavioral Health Services, 736.00; Lewno Lucille M, 1,053.18; Liberty Chrysler Center, 30,667.96; Lifeways Inc, 600.00; Lighting Maintenance Co, 190.79; Lincoln County Auditor, 261.80; Lingo Communications LLC, 75.35; Littlewhiteman Tristen Marie, 20.00; Lockwood Darcy, 84.00; Love, Todd A, 5,635.25; Lutheran Social Services Of SD, 63,583.93; Lynn Jackson Schultz & Lebrun PC, 3,326.40; M&M Sales LLC, 105.50; Manlove Psychiatric Group, 9,000.00; Maplewood Townhouses, 186.00; Marco Inc, 1,491.70; Marco Inc, 8,470.52; Matthew Bender & Co Inc, 2,142.00; McGas Propane LLC, 1,264.08; McGowan, Wendy T, 4,544.10; McGregor Karen, 64.26; McKesson Medical-Surgical Government Solutions LLC, 3,368.20; McKie Ford Inc, 11,460.76; Meade County Auditor, 1,840.00; Medical Waste Transport Inc, 523.83; Medical Waste Transport Inc, 700.92; Medline Industries Inc, 1,364.20; Menards, 1,242.46; MG Oil Company, 10,672.70; Midcontinent Communications, 3,048.96; Midcontinent Communications, 1,390.57; Midwest Auto Chemical-Mac, 490.80; Midwest Marketing LLC, 995.00; Miller Jeremy, 175.19; Minnehaha County Auditor, 38.00; Moduform Inc, 807.57; Montana Dakota Utilities, 252.39; Montana Dakota Utilities, 12,600.08; Monument Health, 791.10; Monument Health Home Plus Pharmacy, 58.70; Monument Health Rapid City Hospital, 20.00; Monument Health Rapid City Hospital Inc., 16,613.12; Monument Health Reference Laboratory, 6,465.23; Moss Psy D LLC, William A, 7,675.00; Motorola Solutions Inc, 259,516.40; Moyle Petroleum, 12,956.99; Mt Rushmore Telephone Co, 49.86; Murphy Petroleum Transport LLC, 50.00; Myplace - Fort Pierre, 231.00; National Medical Resources, 100.00; National Pen Co, 561.40; Nelson Jacquelyn R, 945.00; Nelson Law, 724.10; Nelson's Oil & Gas Inc, 916.70; Nena, 700.00; Nohr, Linda J, 2,500.00; Norix Group Inc, 1,932.85; North Central International Of Rapid City Inc, 457.07; North Central Supply Inc, 2,410.00; Northern Lights Apartments, 934.00; Northern Truck Equipment, 4,225.64; Northwest Pipe Fitting Inc, 3,186.93; Norton, Mikayla, 3,555.00; Notable Corporation, 1,044.84; NSG Logistics LLC, 31,307.25; Oberle's Radiator And Repair, 350.00; O'Connor

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Company, 748.76; O'Day, Valarie, 695.00; O'Dog Professional Services LLC, 1,893.76; Office Depot, 3,069.07; Office Of Fire Marshal-Boiler Inspection, 70.00; Olson David, 236.99; Olson Towing, 433.00; Olson, Carolyn, 10,500.00; Omnitech, Inc., 774.00; O'Reilly Auto Parts, 91.56; Osheim & Schmidt Funeral Home, 1,910.00; Otis Elevator Co, 2,042.00; Pacific Steel & Recycling, 1,397.50; Paradis Inc, 3,580.00; Park Dietz & Associates Inc, 11,055.00; Passages Women's Transitional Living, 250.00; Paulsen, Paul, 800.00; PDRPros LLC, 13,982.52; Pederson Law Office LLC, 5,900.40; Penn Co Emerg Management Petty Cash, 14.99; Penn Co Extension Petty Cash, 45.42; Penn Co Health & Human Sv Petty Cash, 534.88; Penn Co Highway Petty Cash, 166.68; Penn Co Jail Petty Cash, 1,961.90; Penn Co Sheriff Petty Cash, 1,148.35; Penn Co States Atty Petty Cash, 252.90; Penn Co Treasurer Petty Cash, 211.96; Pennington County Courant, 915.59; Pete Lien & Sons Inc, 1,951.68; Peueaux Carlos, 309.80; Pharmchem Inc, 125.80; Pheasantland Industries, 1,950.00; Phoenix Supply LLC, 504.17; Pillen Optical Inc, 460.00; Pioneer Bank & Trust, 4,274.46; Pioneer Bank & Trust, 3,212.20; Pioneer Bank & Trust, 21,321.69; Pitney Bowes Reserve Account, 14,110.45; Power House, 711.22; Prairie Auto Parts Inc, 751.36; Precision Eyecare PC, 234.67; Print Mark-Et, 240.15; Professional Computer Services LLP, 563.84; Proforma Screening Solutions LLC, 377.00; PSI-Digital Imaging Solutions, 194.22; Qualified Presort Service LLC, 2,573.61; Quill Corporation, 1,258.25; Radiant Heat Of South Dakota Llc, 696.27; Radiology Associates Professional Llc, 1,390.18; Rainbow Gas Company, 7,921.79; Ramkota Hotel, 331.00; Rapid Collision, 13,907.87; Rapid Delivery Inc, 120.00; Rapid Diesel Service Inc, 601.19; RC Area School Dist 51-4, 2,163.76; RC Emergency Services Pa, 573.36; RC Fire & Emergency Services, 11,065.39; RC Journal - Advertising, 3,594.57; RC Medical Center LLC, 1,242.17; RC Police Dept-Evidence, 12,860.00; RC Winsupply, 213.86; RCS Construction Inc, 339,541.24; RDO Equipment Co, 10,600.07; Record Storage Solutions, 620.20; Redwood Toxicology Inc, 4,990.80; Redwood Toxicology Laboratory Inc, 1,300.04; Regional West Medical Center, 1,076.60; Reliance Telephone Inc, 17.05; Renfro Corporation, 786.24; Rensch Law Office, 288.86; Rhoden Cody, 247.88; Riley David, 202.47; Robertson, Craig, 270.00; Rochester Armored Car Company Inc, 492.12; Rose Dan, 454.36; Rose Inn LLC, 240.00; Runnings Supply Inc, 1,600.12; Rushmore Safety Supplies, 9.30; Safe Restraints Inc, 9,388.12; Sand Scripts, 84.00; Sands Robert, 100.00; Sanford Clinic, 2,212.94; Sanford Medical Center, 4,155.69; SBC Martin LLC, 5,150.00; Scenic Township, 1,125.00; Schmit Thad, 500.00; SD Association Of Extension 4-H Educators, 120.00; SD Dept Of Health, 3,175.00; SD Dept Of Revenue, 11,667.16; SD Dept Of Transp-Finance, 1,097,665.79; SD Dept. Of Military, 1,805.00; SD Federal Property Agency, 90.00; SD One Call Board, 164.85; SD Secretary Of State, 30.00; SDACO, 8,176.84; SDN Communications, 648.00; SDN Communications, 316.44; SDRC Terra Kennedy MHP2 LLC, 551.65; Sdsu Extension, 282.52; Securus Technologies Inc, 24,238.70; Seifert, Mary Rae, 1,350.00; Servall Uniform/Linen Co, 4,040.55; Servpro Of Rapid City, 484.00; Sherwin Williams Paints, 494.84; Sign Express, 333.21; Signs Now, 2,622.35; Silver Star Septic LLC, 450.00; Silverado Inc., 952.68; Simon Contractors Of South Dakota Inc, 9,211.03; Simpliverified LLC, 595.00; Simpson's Printing, 1,107.50; Skillpath Seminars, 1,425.00; Skinner Law Office PC, 17,953.82; Smoot & Utzman, 5,773.55; Solemate Shoes And Uniform Center, 510.63; Sonnel Technologies LLC, 385.00; Sorensen Jeff, 100.00; South Dakota Properties, 3,400.00; Southern Hills Publishing, 761.49; Speck, Jody H, 1,757.25; Spizzirri Press Inc, 525.00; Stagner Ron, 100.00; Stan Houston Equipment, 84.81; State

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of December 21, 2021

Bar Of South Dakota, 19,185.00; Stec's Advertising, 801.22; Stephens, Matthew T, 2,625.00; Streicher's, 480.00; Sturdevant's Auto Parts, 6,403.61; Sturdevant's Refinish, 502.29; Suckow Kimberly, 13.86; Summit Automotive Group, 13,000.00; Summit Food Service, 179,214.32; Sundial Square Apartments, 2,053.70; Survival Armor Inc, 9,022.95; Sutton T. Paulette, 4,350.00; Swanson Amanda, 139.80; Swanson Erik T DDS PC, 3,277.75; Synch/Amazon, 89.76; Tesso Incorporated, 3,092.89; The Law Office Of Kyle Krause, Prof LLC, 5,860.80; The Nest Hotel, 600.00; The Palms Apartments LLC, 1,600.00; The Rehab Doctors PC, 46.49; The Rushmore Hotel, 231.00; Thomas Auto Service & Towing, 386.00; Thomas Troy D, 4,036.80; Thompson, Lori, 5.00; Thomson Reuters-West, 5,197.87; Thurman, Creighton, 332.40; Titan Machinery, 1,934.20; Tkrs Properties LLC, 3,087.22; Tracker Software Corp, 4,000.00; TS Government Solutions LLC, 147.50; Tzadik Lacrosse Apartments LLC, 3,104.82; Uline, 2,959.92; Upper Deck Architects Inc, 2,992.19; US Postmaster, 3,500.00; Usmedserv, 135,164.91; Vanway Trophy & Awards, 503.55; Vargo Mark, 1,119.98; Vast Broadband, 776.15; Vast Broadband, 120.55; VB Rapid Creek, 1,539.30; Verizon Connect NWF Inc, 32.38; Verizon Wireless, 409.60; Vlioger Tom, 84.00; Wall Building Center & Construction, 281.19; Walsh Michael Alan, 2,500.00; Wambliska Society, 600.00; Watertree Inc, 1,080.26; Weichmann, Cynthia M, 1,606.99; Wellmark, 153,821.28; Wells Fargo Financial Leasing Inc, 252.70; West River Electric, 67.58; Western Communication Inc, 6,719.20; Western Construction Inc, 379,929.64; Western Mailers, 289.75; Western States Fire, 4,642.87; Western Stationers, 5,528.32; Wex Bank, 8,187.43; Wex Bank, 224.77; Whitcher Eric D, 399.08; Whiting, Marcia, 1,563.83; Wolf, Ione, 420.00; Wood Courtney, 80.00; Wood Stock Supply, 274.08; Woodard Levi, 80.00; Yankton Co Sheriff Office, 150.00; Yankton County Treasurer, 470.30; Yellow Robe Luther P, 10,464.75; Z & S Dust Control System, 1,480.00; ZMC LLC, 9,269.35;

MOTIONS FROM EXECUTIVE SESSION

MOVED by Lasseter and seconded by LaCroix to acknowledge an error that occurred December 27, 2020, and move Andrew Nyblom to a grade B-24, Step 4, for a pay rate \$24.58/hr., effective November 28, 2021 and retro pay \$379.07. Vote: Unanimous.

MOVED by Lasseter and seconded by LaCroix to approve the additional hiring for Paramedic Brandon Mattson, at a Grade B-24, Step 7, for a pay rate of \$26.36/hr., effective December 12, 2021. Vote: Unanimous.

MOVED by Hadcock and seconded by Lasseter to approve a voucher and payment to Roads Outpatient Treatment Program Inc., in the amount of \$1,475.00 Vote: Unanimous.

PAYROLL

Commissioners, 10,398.61; Elections, 8,953.60; Auditor, 11,327.22; Treasurer, 40,022.83; State's Attorney, 144,624.86; Public Defender, 86,436.96; Buildings & Grounds, 67,375.42; Equalization, 40,263.70; Register of Deeds, 13,033.61; IT, 24,697.78; Human Resources, 5,912.00; Sheriff, 277,036.63; Jail, 361,203.34; JSC, 112,298.77; JSC Juvenile Alternative, 4,655.00; CCADP, 112,710.18; Economic Assistance, 33,705.60; Extension, 1,463.74; Natural Resources, 5,353.60; Pest Control, 4,423.20; Planning and Zoning, 16,616.00; Road & Bridge,

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95,386.86; Fire Administration, 3,793.20; Dispatch, 101,034.53; Emergency Management, 5,233.08; 24-7 Program, 9,260.14; MacArthur Safety & Justice, 12,836.48.

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

Buildings & Grounds: Effective 12/27/2021: Carey Heinz, \$13.81.

Care Campus: Effective 11/29/2021: Nicole Robeck, \$16.85.

Emergency Management/Fire Admin: Effective 12/26/2021: Valerie Newman, \$21.93.

State's Attorney: Effective 12/14/2021: Walker Roetzel, \$10.54. Effective 12/27/2021: Carrie Bond, \$20.34. Effective 01/03/2022: Marvin Youpee, \$20.65.

ADJOURN

MOVED by LaCroix and seconded by Rossknecht to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 11:26 a.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of _____.

Publish: January 05, 2022