

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of February 21, 2023

The Pennington County Board of Commissioners met at 9:00 a.m. on Tuesday, February 21, 2023, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Lloyd LaCroix called the meeting to order with the following Commissioners present: Gary Drewes, Deb Hadcock, Travis Lasseter and Ron Rossknecht.

**REVIEW AND APPROVE AGENDA**

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

**CONSENT AGENDA ITEMS**

MOVED by Drewes and seconded by Lasseter to approve the Consent Agenda with the removal of items 9 & 13. Vote: Unanimous.

5. Minutes of the February 3, 2023, regular meeting.
6. Acknowledge the Auditor's Office will conduct a joint city/school election for the City of Rapid City; City of Hill City; Rapid City School District; Hill City School District; and the Town of Quinn to be held on June 6, 2023.
7. Approve the Resolution to Discharge County Aid Liens with no Activity for 30 Years.
8. Approve the Resolution to Discharge County Liens of Deceased Persons.
9. Removed for separate consideration.
10. Acknowledge the notice of intent to conduct a raffle – Quinn Volunteer Fire Department.
11. Recognize and thank the volunteers for the month of January 2023.
12. Declare Asset #46565, 2018 Ford Explorer PI as surplus property to be turned over to the insurance company for salvage sale.
13. Removed for separate consideration.
14. Declare one (1) Glock 19, S/N BCHV817 as surplus for the purpose of commendation.
15. Declare one (1) Glock 17, S/N BCHF962 and one (1) Survival Armor Vest S/N 2104067923 as surplus for the purpose of sale.

End of Consent Agenda Items

9. ACKNOWLEDGE THE NOTICE TO CONDUCT A RAFFLE: MOVED by Rossknecht and seconded by Drewes to acknowledge the notice to conduct a raffle for Tin City Lodge #112. Vote: Unanimous.

13. DECLARE SURPLUS VEHICLES: MOVED by Rossknecht and seconded by Hadcock to declare the following three (3) vehicles as surplus property for the purpose of trade towards the vehicle replacement purchase: Asset #82037, 2017 Dodge Charger; Asset #08623, 2007 Chevrolet Malibu; and Asset #01062, 2018 Dodge Charger. Vote: Unanimous.

**ELEVATE RAPID CITY 5 YEAR FUNDING REQUEST – MR. TOM JOHNSON CEO:**

MOVED by Drewes and seconded by Lasseter to deny the funding request today but put it on as a request for the 2024 budget hearings. Vote: The motion carried 4-1 with Hadcock voting no.

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**STATUS HEARING FOR THE APPLICATION TO ESTABLISH A RIGHT-OF-WAY TO AN ISOLATED TRACT PURSUANT TO SDCL § 31-22-1- CROSSED SABERS, LLLP:**

MOVED by Hadcock and seconded by Lasseter to continue the status hearing until the March 7, 2023, meeting. Vote: Unanimous.

**ITEMS FROM TREASURER**

A. **PETITION TO REQUEST DUE TO MISSED DEADLINE FILING FOR ANNUAL ASSESSMENT FREEZE:** MOVED by Rossknecht and seconded by Drewes to approve the recalculation of the 2022 taxes pay 2023 total valuation of \$181,627 using the established base year of qualification for Parcel #29999 to be abated in the amount of \$95,506 (\$1,336.70 in taxes) under the Assessment Freeze Program. Vote: Unanimous.

MOVED by Drewes and seconded by Lasseter to approve the recalculation of the 2022 taxes pay 2023 total valuation of \$144,266 using the established base year of qualification for Parcel #32290 to be abated in the amount of \$69,480 (\$972.44 in taxes) under the Assessment Freeze Program. Vote: Unanimous.

**ITEMS FROM EQUALIZATION**

A. **ABATEMENT APPLICATIONS:** MOVED by Rossknecht and seconded by Drewes to approve the abatement applications for tax year 2022 for the following: Barbara Rolfes, Parcel #8008782, \$17.68; Bob or Sandra Jakober, Parcel #8011131, \$41.18; Ellsworth Development, Parcel #425, \$219.56 and Parcel #239, \$1,821.43; James F Cerone, Parcel #59284, \$1,003.56; Secretary of Housing for Parcel #72019, \$11.38, Parcel #72021, \$1,268.58 and Parcel #72020, \$11.38, City of Rapid City for Parcel #71221, \$24.02, Parcel #71222, \$17.70, Parcel #42257, \$307.60, Parcel #42257, \$307.60, Parcel #52978, \$8,746.84, Parcel #71363, \$434.50, Parcel #71365, \$40.26, Parcel #65078, \$18.58, Parcel #63414, \$18.58, Parcel #71220, \$7.60, Parcel #71219, \$7.60 and Parcel #24966, \$14.68, Nada Archilta, Parcel #8009234, \$72.88, Northwestern Engineering Co., Parcel #8009624, \$119.06, David A Biers, Parcel #8008066, \$66.82, Dustan T Gilyard, Parcel #65397, \$1,616.84, Kaleigh Meeks, Parcel #1601, \$2,354.96, Marvin Bragg, Parcel #47077, \$1,750.96, Loren D Prang, Parcel #34444, \$822.39 and Pennington County, Parcel #52211, \$11,438.22. Vote: Unanimous.

**ITEMS FROM PUBLIC DEFENDER**

A. **PAYMENT EXCEPTION REQUEST:** MOVED by Lasseter and seconded by Hadcock to deny the request for a payment exception for the K & D Appliance repair invoice in the amount of \$111.83. Vote: Unanimous. Commissioner Drewes was not present during the vote.

**ITEMS FROM COMPENSATION COMMITTEE**

A. **RECOMMENDATION – 3.14 SAFE HARBOR POLICY:** No action taken.

**ITEMS FROM COMMISSION MANAGER**

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A. ANNUAL REVIEW/UPDATE OF THE BYLAWS AND RULES OF PROCEDURE: MOVED by Rossknecht and seconded by Drewes to approve the updates and the amendments to the Bylaws and Rules of Procedure as presented. Vote: Unanimous.

**APPROVAL OF VOUCHERS:** MOVED by Drewes and seconded by Rossknecht to approve the vouchers entered below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling \$2,517,723.70. Vote: Unanimous.

605 Therapy LLC, 6,900.00; A & B Business Inc, 6,577.57; A & B Welding Supply Co, 254.83; A To Z Shredding, 1,059.26; Abl Inc, 566.00; Accusource Hr, 480.99; Action Mechanical Inc, 1,492.12; Acute Care Surgery Of South Dakota, 382.45; Adams-Isc, 2,760.52; Adaptamed, LLC, 1,772.00; Advanced Drug Testing Inc, 357.00; Affordable Accommodations, 710.00; Al Cornella Refrigeration, 566.93; Alcohol Monitoring Systems Inc, 990.00; Alldata LLC, 1,500.00; Amazon.Com Services, 1,588.66; American Engineering Testing Inc, 163.75; American Jail Association, 120.00; Americinn Lodge & Suites, 263.98; Americinn Motel, 1,560.00; Amerigas Propane LP, 162.49; Anderson Wade, 150.00; Anker Law Group PC, 1,157.85; Apco International Inc, 1,332.00; Arnie's Pressure Wash, 200.00; Ashley, John W, 360.00; AT&T Mobility, 647.41; Atg USA, 1,800.00; Audra Hill Consulting Inc, 13,897.11; Axon Enterprise Inc, 3,540.00; B-1 Development, Inc, 45,297.03; Balco Uniform Co Inc, 7,788.98; Banks, Bridgette R, 1,802.10; Barrier Law Office PC, 2,058.00; Basler Printing Co, 494.00; Behrens-Wilson Funeral Home, 3,925.20; Benson, Teresa L, 735.00; BH Chemical Company Inc, 10,350.73; BH Council Of Local Governments, 22,965.00; BH Energy, 53,579.33; BH Energy, 1,176.77; BH Funeral Home & Cremation Service Inc, 1,700.00; BH Insurance Agency Inc, 180.00; BH Obstetrics & Gynecology LLC, 2,055.01; BH Orthopedic & Spine Center PC, 247.52; BH Overhead Doors, 805.22; BH Oxford House, 580.00; BH Regional Job Fair, 375.00; BH Roofing Co, 418.00; BH Truck & Trailer Inc, 698.90; BH Urgent Care LLC, 780.00; BH Works Inc, 598.00; Bi Inc, 5,528.25; Biers Tool Sales LLC, 130.00; Bierschbach Equipment And Supply Co Inc, 382.29; Big D Oil Co, 24.00; Bio-One Of South Dakota, 150.00; Blake's Trailer Sales & Repair, 80.00; Bluepeak, 958.01; Bob Barker Company Inc, 22,648.86; Bobs Auto Glass LLC, 762.47; Border States Electric, 1,089.00; Brant Annette, 34.00; Brewer Shannon, 156.00; Bringswhite, Erik, 3,465.00; Bringswhite, Morgan, 2,000.00; Buehler Holly, 337.13; Cameron, George R, 556.50; Carquest Of Rapid City, 2,811.05; Carter Sandra, 225.00; Castleberry, James D, 2,992.66; Catholic Social Services, 2,000.00; Cat's Cleaning, 40.00; CBH Cooperative, 135.00; CDW Government Inc, 56,891.46; Charm-Tex Inc, 3,172.50; Cherry Ave LLC, 204.00; Chris Supply Co Inc, 484.96; City Of Rapid City -Water, 49.73; City Of Rapid City -Water, 23,079.35; City Of Rapid City, 25,372.62; Clark Printing, 1,499.65; Clayborne, Deanna K, 38.25; Cline, Jean M, 966.00; Clinical Laboratory Of The Black Hills, 23,334.00; Coast Biomedical Equipment LLC, 3,907.68; Cohan Steven, 114.00; Colbath & Sperlich PC, 3,106.40; Combined Public Communications, 31,969.55; Commercial Laundry Systems Of The Rockies, 49.47; Community Health Center Of The Black Hills Inc, 27,500.00; Computer Forensic Resources Inc, 3,677.91; Connections Inc EAP, 1,156.89; Contractors Supply Inc, 259.12; Cooks Correctional, 281.69; Co-Op Architecture, 3,750.00; Copy Country, 355.00; Coremr LC, 916.50; Correct Rx Pharmacy Services Inc, 21,391.24; Crescent

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Electric Supply, 774.20; Culligan Water, 250.00; Dakota Battery & Electric, 395.99; Dakota Business Center, 5,828.36; Dakota Fluid Power Inc, 2,254.50; Dakota Plains Legal Services Inc, 40,305.00; Dakota Radiology Pet/Ct & MRI, 324.32; Dakotaland Autoglass Inc, 105.89; Dash Medical Gloves Inc, 7,796.88; Days Inn Pierre, 196.00; Denker Rentals, 450.00; Dennis Supply - RC, 2,480.44; Denny Menholt Chevrolet, 508.16; De's Oil Inc, 3,001.50; Diamond Vogel Paint Center, 69.28; DjWebbie LLC, 1,575.00; Dlt Solutions LLC, 5,330.30; Door Security Products Inc, 684.77; Duffy Law Firm, Prof. LLC, 3,275.24; Dufour Ryan, 20.00; Ekos, 3,000.00; Enzinger Kristyn, 107.52; Epic Outdoor Advertising, 1,745.00; Everbridge Inc, 25,102.00; Evergreen Office Products, 1,657.23; Executive Mgmt Fin Office, 1,572.14; Farmer Brothers Coffee, 587.40; Farrar Nichole, 94.00; Fastenal Company, 850.39; Federal Express, 14.88; Ferguson Enterprises Inc #226, 164.93; Ferguson Safety Products Inc, 3,029.56; First American Title Co, 165.00; First Interstate Bank, 5,724.22; First Interstate Bank, 7,411.00; First Interstate Bank, 638.61; First Interstate Bank, 727.49; First Interstate Bank, 799.61; First Interstate Bank, 871.58; First Interstate Bank, 2,429.50; Floyd's Truck Center, 2,826.87; Forensic Anthropological Consultants LLC, 527.94; Forensic Medicine And Pathology PLLC, 5,942.00; Fox Law Firm PLLC, 163.32; French Creek Supply, 170.84; Frontier Auto Glass, 740.36; Frost Michael Paul, 2,750.00; Fruit Of The Loom, 3,680.52; Fulcrum Biometrics LLC, 749.00; G & H Distributing - RC, 361.32; Galls LLC, 388.68; GFOA, 640.00; Global Tel'link, 26.12; Godfrey Brake Service And Supply Inc, 2,712.97; Goetz Mike, 175.00; Golden West Companies, 575.81; Golden West Companies, 546.86; Golden West Technologies, 1,435.00; Gomez Victor, 200.00; Government Forms And Supplies LLC, 6,292.00; Governmentjobs.Com Inc, 20,368.56; Grainger, 58.28; Great Western Tire Inc, 3,071.16; Grey & Eisenbraun Law, Prof LLC, 232.30; Grimm's Pump Service Inc, 2,320.09; Gunderson Palmer Nelson And Ashmore LLP, 2,760.00; Gust Victor, 53.25; Guttierrez Joe, 72.19; H&S Uniforms And Equipment LLC, 10.00; Harms Oil Company, 64,637.57; Harveys Lock Shop, 531.59; Heartland Heights Apartments, 1,884.00; Heil Mechanical Inc., 8,006.00; Hennies Holli, 227.80; Hillyard/Sioux Falls, 6,653.33; Hilt Construction Inc, 2,570.74; Hobart Sales & Service, 8,361.10; Holiday Stationstores LLC, 13.00; Hughes County Sheriff, 9.88; Hughes Mark, 150.00; Humane Society Of The Black Hills, 4,166.67; Hunt Charles, 100.00; IACP, 190.00; IAED, 296.00; Image All LLC, 134.94; Independent Window Tinting LLC, 270.00; Indoff Inc, 2,042.71; Industrial Organizational Solutions Inc, 75.00; Inland Truck Parts, 9.71; Innovative Office Solutions LLC, 3,151.05; Interstate All Battery Center, 329.90; Intoximeters Inc, 5,400.00; Jantech LLC, 1,220.00; Jenner Equipment Co, 1,046.15; Jims Private Utility Locating, 212.50; JJ's Engraving & Sales, 46.75; Johnson Apartments, 1,078.00; Johnson Controls Fire Protection LP, 444.00; Johnson Controls Security Solutions, 189.95; Johnson, Kimberly K, 543.90; Johnstone Supply, 450.55; K & D Appliance Service, 1,280.40; Karen Paige Hunt Prof LLC, 107.00; Karley Kevin, 156.00; Karl's Appliance, 339.98; Katterhagen Mark, 45.00; Keltek Inc., 512.72; Kieffer Sanitation/A Waste Management Co, 423.18; Kieffer Sanitation/A Waste Management Co, 4,939.26; Kiesler Police Supply Inc, 5,517.00; Kimball Midwest, 1,301.27; Kirschenmann, Kevin E, 765.00; Knecht Home Center Inc, 996.89; Konica Minolta Premier Finance, 156.19; KS Statebank, 10,325.82; KTM Design Solutions Inc., 2,939.55; Laboratory Corporation Of America Holdings, 98.80; Lands' End Business Outfitters, 392.03; Language Line Services, 141.96; Larson Valerie J, 27.00; Lawson Zachry, 140.00; Lewis & Clark Behavioral Health Services, 920.00; Lewno Lucille M, 653.28;

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Lexipol - Praetorian Digital, 16,603.60; Liberty Chrysler Center, 1,652.06; Lingo Communications, LLC, 85.70; Linstrom Dustin, 100.00; Lockwood Darcy, 72.00; Love, Todd A, 1,130.65; Low Voltage Integrators, 595.00; Lowe Roofing Incorporated, 357.14; Lynn Jackson Schultz & Lebrun PC, 4,260.85; Marco Inc, 2,243.03; Marco Inc, 6,303.33; Maruska, Kayla L, 1,110.20; Matheson Tri-Gas Inc, 19.23; Matthew Bender & Co Inc, 228.10; McClain Monte Earl, 450.00; McGas Propane LLC, 1,361.90; McGowan, Wendy T, 1,943.09; McKesson Medical-Surgical Government Solutions LLC, 1,151.81; Medical Waste Transport Inc, 664.80; Medical Waste Transport Inc, 212.40; Medline Industries Inc, 8,501.33; Menards, 1,211.53; MG Oil Company, 26,275.28; Midcontinent Communications, 1,363.15; Midcontinent Communications, 3,474.80; Midwest Auto Chemical-Mac, 1,848.35; Midwest Card And Id Solutions LLC, 2,800.00; Midwest Marketing LLC, 246.00; Mohler Cindy, 455.60; Montana Dakota Utilities, 17,512.82; Monument Health - Urgent Clinics Rapid City, 100.00; Monument Health Home Plus Pharmacy, 91.40; Monument Health Rapid City Hospital Inc., 27,076.24; Monument Health Reference Laboratory, 2,616.13; Morse Watchmans Inc, 334.65; Moss Psy D LLC, William A, 2,225.00; Motel 6, 220.00; Motorola Solutions Inc, 968.21; Mt Rushmore Telephone Co, 50.20; Munsch Casey, 150.00; MyPlace - Fort Pierre, 98.00; National Organization For Victim Assistance, 1,575.00; Nelson Jacquelyn R, 1,260.00; Nelson's Oil & Gas Inc, 2,544.04; Nohr, Linda J, 1,450.00; Norix Group Inc, 50,492.65; North Central International Of Rapid City Inc, 1,468.91; North Central Supply Inc, 1,175.00; Northern Truck Equipment, 55,900.00; Northwest Pipe Fitting Inc, 381.65; O'Connor Company, 47.36; ODog Professional Services LLC, 3,314.11; Office Depot, 2,872.81; Olivas April, 156.00; Olive Properties, 3,197.00; Olson Stephanie, 156.00; Olson Towing, 556.50; Olson, Carolyn, 6,225.00; Onsite First Aid, 214.80; O'Reilly Auto Parts, 77.03; Osheim & Schmidt Funeral Home, 3,610.00; Overhead Door Of Rapid City, 6,540.78; Pacific Steel & Recycling, 957.06; Parr Law PC, 1,187.30; Passages Women's Transitional Living, 420.00; PDR Pros LLC, 19,184.32; Pederson Law Office LLC, 419.00; Penn Co Equalization Petty Cash, 20.97; Penn Co Health & Human Sv Petty Cash, 214.32; Penn Co Highway Petty Cash, 180.23; Penn Co Jail Petty Cash, 1,847.59; Penn Co JSC Petty Cash, 30.00; Penn Co Sheriff Petty Cash, 1,384.20; Penn Co States Atty Petty Cash, 661.85; Penn Co Treasurer Petty Cash, 192.01; Pennington County Courant, 862.41; Pharmchem Inc, 159.75; Phoenix Supply LLC, 1,719.93; Pine Lawn Memorial Park Inc, 2,875.00; Pioneer Bank & Trust, 3,133.24; Pioneer Bank & Trust, 2,210.98; Pioneer Bank & Trust, 12,814.57; Pioneer Bank & Trust, 17,102.88; Pitney Bowes Inc, 725.92; Pizza Ranch - Luna, 162.91; Pizza Ranch - Stumer, 442.21; Pomp's Tire Service, 2,095.85; Power House, 647.07; Prairie Auto Parts Inc, 4,265.34; Pratt Linda, 600.00; Precision Eyecare PC, 274.18; Print Mark-Et, 217.25; Priority Dispatch Corp, 750.00; Proforma Screening Solutions LLC, 313.49; Quadient Leasing USA Inc, 6,426.96; Qualified Presort Service LLC, 24,922.35; Quettier Nicolas, 510.00; Quik Signs, 723.20; Quill Corporation, 467.32; Race Wheels, 600.00; Radiology Associates Professional LLC, 628.98; Rainbow Gas Company, 19,823.60; Ramkota Hotel, 198.00; Rapid Collision, 12,721.00; Rapid Delivery Inc, 124.80; Rapid Rooter, 355.00; Rapid Transit System, 30.00; Rapid Valley Sanitary District, 80.73; RC Area School Dist 51-4, 3,122.05; RC Emergency Services PA, 1,321.18; RC Journal - Advertising, 4,873.68; RC Medical Center LLC, 125.75; RC Police Dept-Evidence, 5,875.00; RC Winsupply, 6.61; RCS Construction Inc, 81,000.00; RDO Equipment Co, 4,293.54; Record Storage Solutions, 327.76; Red Horse Healing, 4,490.00; Redwood Toxicology Inc, 2,313.51; Relias LLC, 10,910.71;

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Renner & Associates LLC, 1,241.56; Rensch Law Office, 150.38; Renz John A, 574.00; Rittberger Shannon, 165.84; RNJ Auto Inc, 2,678.96; RO Investigation And Research LLC, 8,437.65; Roadway Asset Services LLC, 1,500.00; Robinson Artesia, 40.00; Rochester Armored Car Company Inc, 423.02; Rochford Fire Protection District, 200.00; Romero Jose, 479.06; Runnings Supply Inc, 957.42; Sage Place At Rapid, 753.00; Salas Jorge, 497.34; Salesforce, 1,380.00; Sand Scripts, 94.30; Sandoval Custom Creations, 38,441.00; Sanford Medical Occupational Medicine, 35.00; Scales Erica, 60.18; Schaefer, Dean, 240.00; Schiraldi Angelo D, 179.00; Schwandt Sierra, 40.00; Scovel Psychological, 1,275.00; SD Assoc Of Co Hwy Supt, 200.00; SD Dept Of Health, 2,500.00; SD Dept Of Legislative Audit, 4,836.00; SD Dept Of Public Safety, 75.00; SD Dept Of Revenue, 10,288.22; SD Dept Of Transp-Finance, 1,995.34; SD Dept. Of Military, 1,805.00; SD Human Services Center, 123.20; SD LTAP, 1,250.00; SD One Call Board, 37.80; SD Secretary Of State, 30.00; SDAAO, 1,275.00; SDN Communications, 4,017.29; SDSU Extension, 22,022.54; Servall Uniform/Linen Co, 3,642.61; Sherwin Williams Paints, 113.52; Shrm, 1,995.00; Sign Express, 77.97; Signs Now, 601.62; Silver Leaf MHP, 505.00; Silver Star Septic LLC, 180.00; Simon Contractors Of South Dakota Inc, 363.50; Simpliverified LLC, 485.00; Simpson's Printing, 430.00; Skinner Law Office PC, 1,919.00; Smartsheet Inc, 1,980.00; Southern Hills Publishing, 800.42; Spizzirri Press Inc, 430.00; Stan Houston Equipment, 163.89; State Bar Of South Dakota, 275.00; Stephens, Matthew T, 1,895.00; Stevens Paul, 191.78; Sturdevant's Auto Parts, 6,003.44; Sturgis Responder Supply LLC, 1,538.91; Suckow Kimberly, 17.34; Summit Signs & Supply Inc, 190.95; Super Clean Tunnel Wash, 86.00; Survival Armor Inc, 22,270.66; Swanson Erik T DDS PC, 907.00; Sysco Montana Inc, 559.30; Tessco Incorporated, 354.14; The Law Office Of Kyle Krause, Prof LLC, 414.10; The Little Print Shop Inc, 1,098.77; The Palms Apartments LLC, 360.00; The Rushmore Hotel, 1,093.00; Thompson, Lori, 87.50; Thomson Reuters-West, 9,007.83; Thurman, Creighton, 601.35; Tibbles Patrick M., 5,400.00; Timeclock Plus, LLC, 8,569.80; Titan Machinery, 197.75; TKRS Properties LLC, 4,830.87; Tout Advertising LLC, 33.15; Tow Pros, 456.00; Trane U.S. Inc, 3,100.00; Transource Truck & Equipment Inc, 441.48; Trinity Services Group Inc, 133,321.34; Trittech Software Systems, 160,808.80; Twisted Shears LLC, 264.00; Tyco Fire Protection Products, 4,159.90; Uline, 7,179.32; Upper Deck Architects Inc, 4,900.00; US Geological Survey, 10,732.50; Usic Locating Services, 281.50; USPS-Poc 8100669, 4,109.57; Vanway Trophy & Awards, 315.66; VB Rapid Creek, 510.00; Vemco, 16,766.40; Verizon Connect Inc, 34.90; Verizon Wireless, 545.25; Vermeer High Plains, 151.54; Viavi Solutions Inc, 2,049.00; Waeckerle Law Prof LLC, 545.40; Wall Building Center & Construction, 99.34; Wall Ridge Apartments, 785.00; Warne Chemical & Equipment Co Inc, 422.50; Watertree Inc, 2,522.67; Webstaurantstore, 2,621.69; Weichmann, Cynthia M, 680.20; Wellmark, 540,791.77; Wells Fargo Financial Leasing Inc, 252.70; West River Anesthesiology Consultants PC, 893.78; West River Electric, 201.97; West River Funeral Directors LLC, 1,910.00; West River Trailer Sales, 2,149.21; Western Detention, 985.00; Western Mailers, 4,348.74; Western States Fire, 1,227.83; Western Stationers, 2,470.96; Wex Bank, 8,314.63; Wex Bank, 1,128.19; Wex Bank, 214.41; Whelchel Sheb Willie, 390.29; Whisper Rock Apartments II, 400.00; Whitehouse Isabella, 40.00; Winter Law Office PC, 2,088.45; Wolf Jakob, 100.00; Wolf, Ione, 167.50; Wood Stock Supply, 83.20; Working Against Violence, 9,288.50; Yankton Co Sheriff Office, 150.00; Yankton County Treasurer, 919.30; Yantis Rob, 94.00; Zep Sales &

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Service, 868.54; Ziegler Madison, 114.00; ZMC LLC, 10,415.00; Zuercher Technologies LLC, 3,475.37.

**ITEM FROM THE PUBLIC:** No public comment.

**EXECUTIVE SESSION – SDCL 1-25-2**

MOVED by Hadcock and seconded by Drewes to go into Executive Session pursuant to SDCL 1-25-2(1) for the purpose of discussing personnel matters and SDCL 1-25-2(3) for contractual/pending litigation. Vote: Unanimous. The Board remained in Executive Session from 9:45 a.m. until 10:32 a.m. MOVED by Drewes and seconded by Rossknecht to come out of Executive Session. Vote: Unanimous.

MOVED by Rossknecht and seconded by Drewes to place Ming Ng at B22, Step 6, \$20.65/hr. effective January 22, 2023 and authorize backpay. Vote: Unanimous.

**ITEMS FROM PLANNING & ZONING**

**UNCONTESTED HEARING**

A. PLANNED UNIT DEVELOPMENT OVERLAY REVIEW / PU 22-06: Katie Smirnova and Brett Walfish. To review a Planned Unit Development Overlay for a single-family residence to be used as a music school and a Bed and Breakfast, to include accessory structures in accordance with Section 216 of the Pennington County Zoning Ordinance.

Lot C2, Brassfield Subdivision, Section 28, T1S, R6E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Drewes to approve PU 22-06 with twenty-nine (29) conditions. Vote: Unanimous. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

**CONTESTED HEARING(S)**

B. REQUEST TO NOT PAY BUILDING PERMIT and CONDITIONAL USE PERMIT PENALTY FEE: MOVED by Rossknecht and seconded by Hadcock to approve the request by David Roland to waive the building permit penalty fee in the amount of \$774 and a conditional use permit penalty fee in the amount of \$300. Vote: Unanimous.

C. PUBLIC HEARING OF PLANNED UNIT DEVELOPMENT OVERLAY / PU 23-01: John and Emily Rowe. To allow a Planned Unit Development Overlay for a Specialty Resort in accordance with Section 216 of the Pennington County Zoning Ordinance.

PT Ray Smith Placer MS 995 S of Highway of Ray Smith Placer MS 995, Section 15, T1S, R4E, BHM, Pennington County, South Dakota.

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MOVED by Hadcock and seconded by Rossknecht to approve PU 23-01 with twenty-nine (29) conditions. Vote: Unanimous. (Full conditions are available on the web at [https://www.pennco.org/boc\\_agendas](https://www.pennco.org/boc_agendas) and in person at the Pennington County Planning & Zoning Office).

NOTICE OF FACT OF ADOPTION

On February 21, 2023, the Pennington County Board of Commissioners approved a Planned Unit Development Overlay for a Specialty Resort. Planned Unit Development Overlay 23-01 – John and Emily Rowe.

D. PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT OVERLAY AMENDMENT / PU 23-02: Katie Smirnova and Brett Walfish. To amend an existing Planned Unit Development Overlay to allow a single-family residence to be used as a music school and a Bed and Breakfast, to include accessory structures in accordance with Section 216 of the Pennington County Zoning Ordinance.

Lot C2, Brassfield Subdivision, Section 28, T1S, R6E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Hadcock to deny without prejudice PU 23-02.

Substitute motion: MOVED by Lasseter and seconded by Hadcock to continue this item until the April 18, 2023, meeting. Vote: Unanimous.

LaCroix left the meeting at 12:06 p.m.

**2023 LEGISLATIVE SESSION**

A. UPDATE ON PROPOSED BILLS/SESSION ACTIVITY: No action taken.

**PAYROLL**

Commissioners, 12,637.06; Elections, 7,966.40; Auditor, 15,741.52; Treasurer, 44,279.11; State's Attorney 164,107.64; Public Defender, 96,835.88; Buildings & Grounds, 73,185.75; Equalization, 43,318.99; Register of Deeds, 12,555.43; IT, 31,476.80; Human Resources, 6,253.40; Sheriff, 318,573.08; Jail, 356,988.03; JSC, 119,328.69; JSC Juvenile Alternative, 3,342.91; CCADP, 119,568.00; Innovation Reentry Grant, 2,200.81; Economic Assistance, 40,483.22; Extension, 1,585.61; Natural Resources, 6,200.80; Pest Control, 5,382.40; Planning & Zoning, 21,886.26; Road & Bridge, 122,334.85; Fire Administration, 6,759.97; Dispatch, 115,853.43; Emergency Management, 4,947.21; 24-7 Program, 10,029.99; MacArthur Safety & Justice, 4,276.96.

**PERSONNEL: Amounts listed are hourly, bi-weekly or per meeting depending on position.**  
Highway: Effective 02/19/2023: Jay Wetzel, \$30.15.



PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of February 21, 2023

Jail: Effective 02/20/2023: Amy Wisman, \$17.07. Effective 03/06/2023: Gabriel Brokenleg, \$19.41; Jennifer Konda, \$31.97; Madeline Ellerbusch, \$24.07; Keon Martinez, \$24.07; Mason Oerline, \$24.07; Brandon Hansen, \$17.34; Jade Hofeman, \$19.41; Shelley Stortz, \$26.92.

Sheriff: Effective 02/05/2023: Kelsey Schwartz, \$27.16; Alix Whittle Coyle, \$30.37; Donald Ballard, \$28.90; William Christopherson, \$30.37; Joseph Luper, \$29.63; Andrew Nyblom, \$30.37; Samuel Funk, \$27.84.

State's Attorney: Effective 03/06/2023: Jordan Graham, \$21.48. Effective 03/20/2023: Makahla Johnston, \$21.48.

WSDJSC: Effective 03/05/2023: Paetyn Swigart, \$27.25; Timothy Bray, \$22.23; Gerald Scherr, \$18.39. Effective 03/06/2023: Alex Edmonds, \$24.07.

**ADJOURN**

**MOVED** by Lasseter and seconded by Hadcock to adjourn the meeting. Vote: Unanimous. The meeting was adjourned at 1:03 p.m.

/s/ Cindy Mohler, Auditor

Published once at an approximate cost of \_\_\_\_\_.

Publish: March 8, 2023