

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
DECEMBER 20, 2022
9:00 A.M.
COMMISSION CHAMBERS
COUNTY ADMINISTRATION BUILDING**

***REVISED**



*Gary Drewes, Chair, District 5
Lloyd LaCroix, Vice Chair, District 2*

*Ron Rossknecht, District 1
Deb Hadcock, District 3
Travis Lasseter, District 4*

Agenda disclaimer: The preferred practice of the Board is to proceed thru the agenda in the order it is published. From time to time, agenda items may be disposed of quickly leaving a gap in the meeting agenda prior to the next advertised agenda item start time. To utilize time effectively in those circumstances, the Board may move items up on the agenda to fill those gaps.

*Welcome to the December 20th, 2022 Board of Commissioners Meeting.
Please silence cell phones, pagers and other electronic communication devices.
Agendas and speaker request forms are located at the back of the Chambers.*

1. Call to Order
2. Moment of Silent Reflection
3. Pledge of Allegiance
4. Review and Approve Agenda
5. Recognition of New Employees

The Board of Commissioners uses a **Consent Agenda** to act on non-controversial and routine items. The Consent Agenda is acted upon by one motion and vote of the Board. Items may be removed from the Consent Agenda and placed on the Regular Agenda at the request of a Board member or a Citizen. The consent agenda contains the following items:

6. Minutes of the regular meeting – December 6, 2022
7. To reappoint Mr. John Glodt as County Constable for a two-year term – Legislative District 33 (COM)
8. To accept the recommendation for the appointment of Patty Brunner, Matthew Odden, Heather Chambliss and John James to the 2023 Extension Advisory Board (COM)
9. Recognize and thank the volunteers for the month of November 2022 (HR)(Fire Admin)
10. To declare as surplus for the purpose of disposal outdated and non-functional Clothes Washer, SN 0201181001, asset #5380 and Dryer SN 459048 AE (SO)

End of Consent Agenda

Regular Agenda Items:

11. Items from Compensation Committee
 - a. 3.18 Compensation Administration Policy
 - b. 4.2 Holidays Policy

Pennington County fully subscribes to the Americans with Disabilities Act. If you desire to attend this public meeting and need accommodations, please notify the Commissioners' Office at (605) 394-2171 at least 24 hours prior to the meeting so that appropriate services and auxiliary aids are available.



Scan the code to access the agenda packet online.

12. Items From Auditor
 - a. **9:15am Public Hearing(s):**
Budget Supplement Resolution SP22-016 Insurance and Accumulated Building Budgets
13. Items From Sheriff
 - a. Request to address unused 2022 Holiday Hours for Jail Employees
- *14. Items From States Attorney
 - a. Resolution - Appointment of Victim's Assistance Director for Pennington County
15. Items From Emergency Services (911/Dispatch)
 - a. Joint Powers Agreement with the SD Bureau of Information and Telecommunications
16. Items From Equalization
 - a. Abatement Application
 1. Good, Parcel#8010806, \$137.38
17. Items From Highway Department
 - a. Facilities Locating and Marking Service Contract
 - b. Authorization to Advertise and Let Bids for Recycled Asphalt Products
18. Items From Human Resources
 - a. 2023 Resolution for the Drug-Free Workplace Act Certification
 - b. 2023 Elected Officials Wage Policy Resolution
 - c. 2023 NEOGOV Core HR Module Contract
 - d. Request for new Position and FTE - Risk Manager
19. Items From Public (Speaker request form is required)

(A time for the members of the public to discuss or express concerns to the Board of Commissioners on policies and issues affecting County government and its function. Action will not be taken during this item on any issues brought forth that are not properly noticed. Speakers under this item will be recorded in the minutes by name and area of interest.)
20. Items From Planning & Zoning – 10:30 a.m.

BOARD OF ADJUSTMENT HEARING(S):

 - a. Subdivision Regulations Variance / SV 22-11: Brian Schroeder; Davis Engineering - Agent. To exceed more than 40 units on a dead-end road system. *(Cont. from the 12/6/22 BOC mtg)*
 - b. Variance / VA 22-26: Matt Leon. To allow a residential structure that does not meet the minimum dimension requirement of 20 feet x 20 feet.

The Board of Commissioners uses a Consent Agenda to act on non-controversial and routine Planning and Zoning items. The Consent Agenda is acted upon by one motion and vote of the Board. Items may be removed from the Consent Agenda and placed on the Regular Agenda at the request of a Board member or a Citizen. The Consent Agenda for Planning and Zoning contains the following items:

CONSENT AGENDA:

- c. Preliminary Plan / PPL 22-55: Michael and Lisa Gennaro; KTM Design Solutions - Agent. To reconfigure lot lines to create Tracts A and B of Gennaro Subdivision (*Planning Commission recommended approval of Preliminary Plan / PPL 22-55 with four (4) conditions*)
- d. Conditional Use Permit Review / CU 21-39: Paul and Carol Niemann. To review a Recreational Vehicle Park on the subject property in an Agriculture District (*Planning Commission recommended approval of the extension of Conditional Use Permit / CU 21-39 with eighteen (18) conditions*)

End of Consent Agenda

Regular Agenda Items:

CONTESTED HEARING(S):

- e. Vacation of Plat / VP 22-01: Joy Jojola and Traci Mescher. To vacate notes on the plat of Lot 3, Block 1 of Mountain Meadows Subdivision in Section 17, T2S, R7E (*Planning Commission recommended approval of Vacation of Plat / VP 22-01 with two (2) conditions*)
- f. Public Hearing of Planned Unit Development Overlay / PU 22-16: Black Hills Weddings, LLC / Andy and Jen Pfister. To allow a Planned Unit Development Overlay for a Specialty Resort (*Planning Commission recommended approval of Planned Unit Development Overlay / PU 22-16 with sixteen (16) conditions*)
- g. Public Hearing of Comprehensive Plan Amendment / CA 22-20: Brian Schroeder; Davis Engineering - Agent To amend the Comprehensive Plan to change the Future Land Use from Agriculture District to Ranchette District (*Planning Commission recommended denial of Comprehensive Plan Amendment / CA 22-20, as staff is concerned with increasing density on a road not constructed to Ordinance #14 Road Standards with a single means of ingress/egress and lack of proper infrastructure*) (*Cont. from the 11/1/22 BOC mtg*)
- h. Public Hearing of Rezone / RZ 22-27: Brian Schroeder; Davis Engineering - Agent. To rezone 14.17 acres from Agriculture District to Ranchette District (*Planning Commission recommended denial of Rezone / RZ 22-27, as staff is concerned with increasing density on a road not constructed to Ordinance #14 Road Standards with a single means of ingress/egress and lack of proper infrastructure*) (*Cont. from the 11/1/22 BOC mtg*)
- i. Marijuana Business License / ML 22-01: M & M Medical Solutions; Timothy McMahon. To allow a Marijuana Business License in a Heavy Industrial District

21. Items From Commission Manager

- a. Policy & Procedure – Public Comment Periods and Speaker Request Form
- b. Policy & Procedure – Bingo and Lotteries
- c. Resolution - Commitment to host the 2025 Western Interstate Region (WIR) Conference

22. Items From Chair/Commission Members
(A time for individual members to bring forth ideas or concerns to the full Board. Official action will not be taken on any items brought forth at this time. Direction may be given to bring items back before the Board for future consideration.)
23. Committee Reports – Scheduled meetings by Commissioner
- TL – RC Public Library, Community Health Center Board
 - LL – Planning Commission, Air Quality, Building Committee, Community Health
 - GD – Central States Fair Board, MPO Executive Policy Committee
 - RR – Elevate, PC Council on Aging, Building Committee, MPO Executive Policy
 - DH – Weed & Pest Board, Compensation Committee
 - ALL – LNI Red Carpet, LNI Handgames, Central States Fair Christmas Party
24. Approval of the Vouchers - \$3,198,114.06
25. Executive Session per SDCL 1-25-2
- a. Personnel Issue per SDCL 1-25-2(1)
 - b. Contractual/Pending Litigation per SDCL 1-25-2(3)
26. Adjourn