

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
JULY 5, 2023
9:00 A.M.
COMMISSION CHAMBERS
COUNTY ADMINISTRATION BUILDING**



*Lloyd LaCroix, Chair, District 2
Ron Rossknecht, Vice Chair, District 1*

*Deb Hadcock, District 3
Travis Lasseter, District 4
Gary Drewes, District 5*

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 July 5th, 2023 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

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:

5. Minutes of the regular meeting – June 20, 2023
6. To approve the renewal of the Retail (on-off sale) Malt Beverage & SD Farm Wine Licenses for Mountain View Lodge & Cabins under Franco Hospitality and Tatanka Trading Post under Kimberly Sealine and to release license upon payment of appropriate property taxes (*AUD*)
7. To declare one (1) Pitney Bowes Connect 3000+ postage machine, Asset #06296, S/N 0009942, as surplus for the purpose of disposal (*COM*)
8. To approve the agreement with the SD Department of Transportation for the 2023 County Striping Project P 000S(00)288 PCN 07DV and PH 000S(421) PCN 07X1 (*HWY*)

End of Consent Agenda

Regular Agenda Items:

9. USDA Forest Service (Buffalo Gap National Grasslands) Proposed Permanent Prairie Dog Hunting Order – Public Input / Comment Period: Mr. Myron Williams
- Pennington County Resolution of Opposition

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.

10. Items From Human Resources
 - a. County Administration Building 4-Day Compressed Workweek 6-month review
11. Executive Session per SDCL 1-25-2
 - a. Contractual/Pending Litigation per SDCL 1-25-2(3)
12. Items From Auditor
 - a. Forest Service State Payment Allocation
13. Items From ESCC/Fire Administration
 - a. Authorization to Advertise for Bids – Creighton Radio Tower
14. Items From Building Committee
 - a. Recommendation - Property Acquisition Opportunity
15. 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.)
16. Items From Planning & Zoning – 10:30 a.m.

BOARD OF ADJUSTMENT HEARING(S):

 - a. Appeal the decision of the Planning Director: Greg Willson

Regular Agenda Items:

UNCONTESTED HEARING(S):

- b. Road Naming: Randall Peregrine. To name a 66-foot-wide access and utility easement providing access to properties located in Section 9, T1N, R6E, BHM, Pennington County, South Dakota, to Panther Lane (*Planning Commission recommended approval of the Road Name of Panther Lane*)
- c. Road Naming: HWY 79, LLC; Patrick Hall. To name an existing 66-foot-wide private access easement providing access to properties located in Sections 32 and 33, T1N, R8E, BHM, Pennington County, South Dakota, to Fred Morris Lane (*Planning Commission recommended approval of the Road Name of Fred Morris Lane*)
- d. Public Hearing of Comprehensive Plan Amendment / CA 23-06: Adam Weaver / Sharon Holte Weaver; Sarah Tschetter - Agent. To amend the Comprehensive Plan to change the Future Land Use from Rural Residential District to Low Density Residential District. (*Cont. from the 6/20/23 BOC mtg*)(*Planning Commission recommended to continue Comprehensive Plan Amendment / CA 23-06 to the 8/1/23 BOC mtg*)

- e. Public Hearing of Rezone / RZ 23-09: Adam Weaver / Sharon Holte Weaver; Sarah Tschetter - Agent. To rezone 0.74 acre from Rural Residential District to Low Density Residential District. *(Cont. from the 6/20/23 BOC mtg)(Planning Commission recommended to continue Rezone / RZ 23-09 to the 8/1/23 BOC mtg)*
- f. Public Hearing of Ordinance Amendment / OA 23-09: Pennington County. To amend Section 103 Definitions [to amend and supersede the existing Section 103 Definitions] of the Pennington County Zoning Ordinance.*(Cont. from the 6/20/23 BOC mtg)(Planning Commission recommended to continue Ordinance Amendment / OA 23-09 to the 7/18/23 BOC mtg)*
- g. Public Hearing of Ordinance Amendment / OA 23-10: Pennington County. To amend Section 900 “Road Improvements and Design Standards” [to amend and supersede the existing Section 900 “Road Improvements and Design Standards”] of the Pennington County Subdivision Regulations. *(Planning Commission recommended to continue Ordinance Amendment / OA 23-10 to the 7/18/23 BOC mtg)*
- h. Public Hearing of Ordinance Amendment / OA 23-11: Pennington County. To amend Section 511 “Fees” [to amend and supersede the existing Section 511 “Fees”] of the Pennington County Zoning Ordinance. *(Planning Commission recommended to continue Ordinance Amendment / OA 23-11 to the 7/18/23 BOC mtg)*

CONTESTED HEARING(S):

- i. Request to Refund Building Permit Penalty Fee: Stanley Kozak
- j. Request to Refund Building Permit Penalty Fee: Daniel Roth
- k. Public Hearing of Comprehensive Plan Amendment / CA 23-05: Pink Cabin, LLC; KTM Design Solutions - Agent *(Cont. from the 6/20/23 BOC mtg)*
- l. Public Hearing of Rezone / RZ 23-08: Pink Cabin, LLC; KTM Design Solutions - Agent *(Cont. from the 6/20/23 BOC mtg)*

17. 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.)

18. Meetings/Committee Reports – Scheduled meetings by Commissioner

- TL – Summer Study: Post Election Audit
- LL – Community Health Center Board meeting
- GD – Healthcare Trust Board
- RR – PC Housing & Redevelopment, Community Health Center, Healthcare Trust
- DH – PC Housing & Redevelopment, Planning Commission, Compensation Committee
- ALL – 1416/Radar Hill Road Public meeting, Budget Hearings

19. Approval of the Vouchers - \$419,588.03

20. 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)

21. Adjourn