

**PENNINGTON COUNTY BOARD OF COMMISSIONERS
PROPOSED MEETING AGENDA
OCTOBER 3, 2023
9:00 A.M.
COMMISSION CHAMBERS
COUNTY ADMINISTRATION BUILDING**

***REVISED**



*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 October 3rd, 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 – September 19, 2023
6. Approve the Executive Proclamation for Firefighter Appreciation Day (*Fire Admin*)
7. To declare as surplus one (1) 2007 Chevy G25 Express Van, VIN# 1GCGG25U771100800; Asset# 00800 for the purpose of trade (*BG*)
8. Declare on (1) 2005 Lazer Z Mower, Xmark 60, S/N 528180, Asset# 005573 for the purpose of trade (*BG*)
9. To accept the recommendation of the Compensation Committee to eliminate the DBM A11 positions (*Comp. Committee*)

End of Consent Agenda

Regular Agenda Items:

10. Items From Auditor
 - a. Transfer of a Retail (on-sale) Liquor license with Sunday Sales from Rimrock Event Center under Saint Patrick, LLC. to Mexico Tipico LLC.
 - b. Special Retail On-Sale Malt Beverage & Wine License – The Box Elder Events Center

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.

11. Items From Sheriff
 - a. 2% Wage Increase Previously Approved – Corrective Motions for Detox Tech Positions
 - b. Purchase Request - Prisoner Transport Bus
12. **9:15 a.m. Public Hearing** - Five Year County Transportation Plan 2024-2028
13. Items From Highway Department
 - a. Letting Authorizations, Right-of-Way Certificates and Utilities Certificates – Bridge Reconstruction for Huether Road and Paulsen Road
 - b. First Reading and Public Hearing of Ordinance 14 Amendment - Criteria for Constructing and Accepting Roads and Approaches onto the County Highway System and the County Secondary Highways, Hereinafter Referred to as “County Roads”
- *14. Items From Buildings & Grounds
 - a. Action – TSP Design Service Contract for Concourse Drive Administrative Offices
 - b. Building Projects Status Update (*Cont. from 9/19/23 BOC mtg*)
 - c. 14 St. Joseph Purchase Agreement Amendment
15. Items From Compensation Committee
 - a. Recommendation - Dependent Care FSA (Comp Committee & Health Care Trust Board)
 - b. Recommendation – Policy 4.2 Holidays
 - c. Recommendation – Policy 4.7 Workers’ Compensation Insurance
16. Items from the Public per SDCL § 1-25-1 (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.)
17. Items From Planning & Zoning – 10:30 a.m.

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:

- a. Planned Unit Development Overlay Review / PU 19-01: Brink Constructors, Inc.; BCI Properties, LLC; Zane Brink – Agent. To review an apprenticeship training facility for linemen of Brink Construction in a Planned Unit Development Overlay. (*Cont. from the 9/19/23 BOC mtg*)(*Planning Commission recommended approval of the review of PU 19-01 with eighteen (18) conditions*)

- b. Major Planned Unit Development Amendment Review / PU 19-06: Rockerville Gold Town, LLC, Pat Hall. To review an amendment to an existing Planned Unit Development to allow for townhomes, apartments, and commercial businesses. *(Cont. from the 9/5/23 BOC mtg)(Planning Commission recommended to continue the review of PU 19-06 to the 10/17/23 BOC mtg)*

End of Consent Agenda

Regular Agenda Items:

UNCONTESTED HEARING(S):

- c. Public Hearing of Rezone / RZ 23-12: Richard and Christine Vanness. To rezone 5 acres from Agriculture District to Ranchette District. *(Planning Commission recommended approval of RZ 23-12)*

CONTESTED HEARING(S):

- d. Vacation of Section Line Right-of-Way / VS 23-02: Kyle and Shonna McBride. To vacate approximately 1,170 feet of Section Line Right-of-Way. *(Cont. from the 9/5/23 BOC mtg)*
- e. Vacation of Section Line Right-of-Way / VS 23-03: LB Holdings, LLC; Brent Backhaus. To vacate approximately 700 feet of Section Line Right-of-Way.
- f. Public Hearing of Ordinance Amendment / OA 23-01: Pennington County. To amend Section 319 Vacation Home Rental [to amend and supersede the existing Section 319 Vacation Home Rental] of the Zoning Ordinance.

18. 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.)

19. Meetings/Committee Reports – Scheduled meetings by Commissioner

TL – Planning Commission

LL – MPO Executive Committee, Community Health Center

GD – Healthcare Trust Board, Compensation Committee, Elevate Board of Directors, MPO Executive Committee

RR – PC Housing & Redevelopment, PC Council on Aging, Community Health Center

DH – PC Housing & Redevelopment

ALL – Powwow Reception, LNI Meet & Greet, Elected Officials Luncheon

20. Approval of the Vouchers - \$331,914.84

21. 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)

22. Adjourn