

**PENNINGTON COUNTY  
BOARD OF COMMISSIONERS MINUTES  
March 20, 2012**

A meeting of the Pennington County Board of Commissioners was held on Tuesday, March 20, 2012, in the Commissioners' meeting room of the Pennington County Courthouse. Chairperson Lyndell Petersen called the meeting to order at 9:00 a.m. with the following Commissioners present: Ron Buskerud, Ken Davis, Don Holloway and Nancy Trautman.

**Approval of the Agenda**

MOVED by Holloway and seconded by Buskerud to approve the agenda as presented. Vote: Unanimous.

**Consent Agenda Items**

The following items have been placed on the Consent Agenda for action to be taken by a single vote of the Board of Commissioners. Any item may be removed from the Consent Agenda for separate consideration.

MOVED by Davis and seconded by Trautman to approve Consent Agenda Items 5-13 as presented. Vote: Unanimous.

5. Approve the minutes of the March 1, 2012, special Board of Commissioners' meeting.
6. Approve the minutes of the March 6, 2012, Board of Commissioners' meeting.
7. Approve the vouchers listed at the end of the minutes for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling \$1,642,702.56 and authorize the Chairperson's signature.
8. Recognize and thank the Pennington County volunteers for the month of February 2012. The list of volunteers is on file in the Human Resources office.
9. Approve the Auditor's Office request to discharge unidentifiable liens totaling \$2323.57 that have been recorded against state and tribal agencies and non-profit entities instead of the parent or legal guardian of a juvenile.
10. Authorize the Pennington County Highway Department to retain Jurisch Auctioneers, LLC, to conduct a surplus auction on May 3, 2012.
11. To schedule a hearing at 9:15 a.m. on Tuesday, April 3, 2012, to supplement the 2012 County Fair Fund operating budget in the amount of \$100,000 from restricted fund balance.
12. To schedule a hearing at 9:15 a.m. on Tuesday, April 3, 2012, to supplement the 2012 General Fund Northwest Shuttle Conference budget in the amount of \$75,000 from non-budgeted revenues received in the current year.

13. To schedule a hearing at 9:15 a.m. on Tuesday, April 3, 2012, to supplement the 2012 Emergency Management Fund Pandemic Flu budget in the amount of \$20,000 from restricted fund balance.

End of Consent Agenda.

14. Lien Release Request (TLD) – Black Hills Area Habitat for Humanity: MOVED by Holloway and seconded by Trautman to release liens totaling \$2950.00 recorded in the name of TLD (*Name withheld per SDCL 28-13-42*) from the property located at 407 E. Monroe, Rapid City. Vote: Unanimous.

15. Annexation of Dyess Right-of-Way – Ms. Karen Bulman: MOVED by Holloway and seconded by Buskerud to approve the annexation request from the City of Rapid City for property described as the west 33 feet of section line right-of-way within the S1/2NE1/4 and SE1/4 less Lots A, B, C & D in the S1/2SE1/4 and less dedicated right-of-way, all located in Section 20, T2N, R8E, BHM, Pennington County, South Dakota. Vote: Unanimous.

16. Rapid City Economic Development Update – Mr. Ben Snow

17. Pennington County Burn Ban Discussion: MOVED by Buskerud and seconded by Holloway that the Fire Coordinator work with the Chief Deputy State's Attorney to develop a draft ordinance to address open fires in times of high fire danger and further moved to present a burn ban resolution for approval at the April 3, 2012, Board of Commissioners' meeting. Vote: Unanimous.

#### **ITEMS FROM EQUALIZATION**

A. Abatement Application Request – Daniel and Karina Mueller: MOVED by Trautman and seconded by Petersen to continue the abatement request for Daniel and Karina Mueller to the April 3, 2012, Board of Commissioners' meeting to allow time for the State's Attorney to review state statutes regarding the granting of abatements in cases where "owner occupied" applications are not timely filed. The motion carried 4-1 with Buskerud opposing.

Commissioner Holloway briefly left the meeting.

#### **ITEMS FROM FIRE ADMINISTRATOR**

A. Range Fire Suppression Assistance: MOVED by Buskerud and seconded by Trautman to approve the resolution authorizing those designated persons to request range fire suppression assistance from the South Dakota Division of Wildland Fire Suppression and the County Rangeland Fire Protection Agreement with the South Dakota Division of Wildland Fire Suppression. Vote: Unanimous.

**PENNINGTON COUNTY COMMISSION RESOLUTION - AUTHORIZING A FIRE PROTECTION AGREEMENT AND DESIGNATION OF PERSONNEL WITH AUTHORITY TO REQUEST FIRE SUPPRESSION ASSISTANCE**

WHEREAS, the State of South Dakota may enter into cooperative agreements with counties for the provision of assistance in fire prevention and suppression efforts pursuant to SDCL §§ 41-20-4, 41-20-8, 41-20-8.1 and the Joint Powers provisions of SDCL Chap. 1-24, and

WHEREAS, Pennington County may cooperate with the Secretary of Agriculture for the protection of range, farm and forest lands in Pennington County from fire pursuant to SDCL §§ 34-31-1, 34-31-2 and the Joint Powers provisions of SDCL Chap. 1-24, and

WHEREAS, such cooperative assistance between the State of South Dakota and Pennington County is highly desirable and increases the effectiveness of the protection of range, farm and forest lands in Pennington County from wildfire, and

WHEREAS, pursuant to SDCL § 41-20-8.1, the South Dakota Wildland Fire Coordinator may assist in the suppression of rangeland fires within the county upon request of a Board of County Commissioners or its designee, and

WHEREAS, the South Dakota Wildland Fire Coordinator has requested that a person(s) be officially designated by the Pennington County Commission to make such requests, and

WHEREAS, at the time of a fire emergency there is insufficient time to convene the Board of Pennington County Commissioners to make such requests, and

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Pennington County Board of Commissioners that Pennington County enter into a County Rangeland Fire Protection Agreement with the State of South Dakota Department of Agriculture to cooperate in fire prevention and suppression efforts, and

BE IT HEREBY FURTHER RESOLVED, that the list of individuals set forth below are hereby authorized to request assistance, on behalf of Pennington County, for suppression of rangeland fires within Pennington County as specified in SDCL § 41-20-8.1. The authority to request assistance as herein provided shall continue in full force and effect until terminated or modified by resolution of the Pennington County Board of Commissioners.

<b>Pennington County Fire Assistance Authorization:</b>			
<b>Effective: March 20, 2012</b>			
<b>Individual</b>	<b>Position</b>	<b>Office Phone</b>	<b>Emergency Phone</b>
Dennis Gorton	Fire Administrator	394-5367	394-4139
Dennis Mallow	Chair, Fire Service Board		394-4139

Lee Scott	Vice-chair, Fire Service Board		394-4139
Lyndell Petersen	Chair, County Commission	394-2171	394-4139
Dustin Willett	Emergency Management Coord.	394-2185	394-4139
Alexa White	Asst. Emergency Management Coord.	394-2185	394-4139
Kevin Thom	Sheriff	394-6113	394-2151
Capt. Jay Evenson	Deputy Sheriff	394-6113	394-2151
Chief Deputy Brian Mueller	Deputy Sheriff	394-6113	394-2151
Capt. Marty Graves	Deputy Sheriff	394-6113	394-2151
Capt. Cory Brubakken	Deputy Sheriff	394-6113	394-2151
Chief Deputy Willie Whelchel	Deputy Sheriff	394-6113	394-2151
Leandra Hollinshead	Director, ESCC	394-2662	394-4139
Ted Ruffledt	Asst. Director, ESCC	394-6794	394-4139

Duly passed and adopted at a regular meeting of the Pennington County Commission on the 20<sup>th</sup> day of March, 2012.

PENNINGTON COUNTY COMMISSION:  
 /s/Lyndell Petersen  
 Chairperson

ATTEST:  
 /s/Julie A. Pearson  
 Pennington County Auditor

Commissioner Holloway rejoined the meeting at this time.

**ITEMS FROM HEALTH CARE TRUST BOARD**

A. Whole Life Insurance Offer for County Employees from Boston Mutual: MOVED by Buskerud and seconded by Davis to allow Boston Mutual to offer Pennington County employees whole life insurance, to be made available through payroll deduction. The motion carried 4-1 with Petersen opposing.

**ITEMS FROM HEALTH & HUMAN SERVICES**

A. Crisis Care Center General Fund Reserve: MOVED by Buskerud and seconded by Holloway to allow \$250,000 of the 2011 over-collected revenue and unspent funds from Health & Human Services (H&HS) Economic Assistance, Jail Medical, H&HS Mental Health Investigations and the State’s Attorney’s Medical Investigations budgets to be set aside in the Crisis Care Center General Fund Reserve. The motion carried 4-1 with Davis opposing.

**ITEMS FROM WEED & PEST**

A. Mountain Pine Beetle Preventive Tree Spraying Reimbursement Program Proposal: MOVED by Holloway and seconded by Davis to amend the “Pennington County 2011-2012 Mountain Pine Beetle Suppression Project” to include the addition of the preventive tree spraying section to the plan, and further moved that the preventive tree spraying reimbursement funds in the amount of \$20,000 come from the approved 2012 Title III Mountain Pine Beetle budget. Vote: Unanimous.

**ITEMS FROM COMMISSION ASSISTANT**

A. SDSU Extension/4-H Memorandum of Understanding:

B. Extension Advisory Board:

MOVED by Davis and seconded by Trautman to continue Items A & B to the April 3, 2012, Board of Commissioners’ meeting. Vote: Unanimous.

MOVED by Buskerud and seconded by Davis to take a brief recess. Vote: Unanimous. The Board recessed from 10:25 a.m. until 10:35 a.m.

**FY2013 PENNINGTON COUNTY BUDGET GOALS AND GUIDELINES**

MOVED by Trautman and seconded by Buskerud to use the new growth dollars in calculating the 2013 budget. Vote: Unanimous.

MOVED by Trautman and seconded by Buskerud to set COLA at 2% and merit raises at 1.5% for 2013. Substitute motion: MOVED by Holloway and seconded by Trautman to set COLA at 3% and merit raises based upon the current scale for 2013. Roll call vote on the substitute motion: Petersen – no, Davis – no, Buskerud – no, Holloway – aye, Trautman – aye. The substitute motion failed with three voting no. Roll call vote on original motion: Petersen – aye, Davis – aye, Buskerud – aye, Holloway – aye, Trautman – aye, for a unanimous vote.

**ITEMS FROM PLANNING AND ZONING - CONSENT AGENDA**

The following items 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.

Commissioner Davis requested that Items D & E be considered separately.

MOVED by Davis and seconded by Holloway to approve Planning Items A, B, C & F as they appear on the Consent Agenda. Vote: Unanimous.

A. VACATION OF SECTION LINE / VS 12-01: William and Deloris Noordermeer. To vacate 820 feet of Section Line Highway located between Sections 15 and 22 in order to create additional building space on each of the seven lots.

Section Line Right-of-Way situated in the Balance of Lot 3; Lot A of Lot 3; Lot A of Lot 4; Lot B of Lots 4 and 5; Lot C of Lots 4 and 5; Lot A of Lot 5 and Lot 2 of Lot 6, all in Clear Creek Placer M.S. No. 1184, located in the SE1/4 of SW1/4 and in the SW1/4 of SE1/4 of Section 15 and in the NE1/4 of NW1/4 and the NW1/4 of NE1/4 of Section 22, T1N, R5E, BHM, Pennington County, South Dakota.

To approve Section Line Right-of-Way Vacation request #12-01 with the following condition pursuant to Planning Staff's recommendation: 1. That all necessary resolutions and exhibits vacating the Section Line Right-of-Way be recorded by the applicant at the Register of Deed's Office.

B. LAYOUT PLAT / PL 12-04: Canadian Pacific/David Drach; Fisk Land Surveying – Agent. To create Lot SD099-Lot 1 of WDRPI-SD099 Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: SW1/4 of Section 29 and the N1/2NE1/4, SE1/4NE1/4, NW1/4, S1/2 of Section 32, all located in T1N, R15E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot SD099-Lot 1 of WDRPI-SD099 Subdivision, Sections 29, and 32, T1N, R15E, BHM, Pennington County, South Dakota.

To sustain the Planning Commission's recommended approval of Layout Plat / PL 12-04 with eleven (11) conditions: 1. That prior to filing the plat with Register of Deeds, an eight (8) foot minor drainage and utility easement be identified along the interior side of all lot lines on the plat, or a Subdivision Regulations Variance be approved waiving this requirement; 2. That prior to Minor Plat Submittal, the applicant rename the plat to: "Plat of Lot 1 of WDRPI-SD99 Subdivision;" 3. That prior to Minor Plat submittal, the applicant improve all Section Line Rights-of-Ways to Ordinance 14 Standards or obtain approval of Subdivision Regulations Variance waiving this requirement; 4. That prior to Minor Plat submittal, the applicant obtain legal access to the property or obtain approval of a Subdivision Regulations Variance waiving this requirement; 5. That prior to Minor Plat submittal, the applicant submit percolation test results and soil profile hole information or obtain approval of a Subdivision Regulations Variance waiving this requirement; 6. That prior to Minor Plat submittal, the plat should be rescaled to a scale of not more than 1 inch = 100 feet or obtain approval of a Subdivision Regulations Variance waiving this requirement; 7. That major drainage easement for existing drainage ways be dedicated on the plat or obtain approval of a Subdivision Regulations Variance waiving this requirement; 8. That at the time of construction of the railroad, the applicant obtains a Construction Permit and Storm Water Quality Permit; 9. That topography be submitted at a five (5) foot contour interval or obtain approval of a Subdivision Regulations Variance waiving this requirement; 10. That a signature block be located on the plat for Mary D. Percy; and, 11. That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property.

C. LAYOUT PLAT / PL 12-02: Rushmore Cave, LLC/Tom Hagen and Bobby Sundby. To combine lots in order to create Lot 1R of Rushmore Cave Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

**EXISTING LEGAL:** Lots 1 and 2 of Rushmore Cave Subdivision; the Balance of Government Lot 5 less Rushmore Cave Subdivision; and a portion of the Balance of Government Lot 4 less Right-of-Way, all located in Section 18, T2S, R7E, BHM, Pennington County, South Dakota.

**PROPOSED LEGAL:** Lot 1R of Rushmore Cave Subdivision, Section 18, T2S, R7E, BHM, Pennington County, South Dakota.

To accept the Planning Commission's recommended approval of Layout Plat / PL 12-02 with eleven (11) conditions: 1. That the corrections to the plat document noted in the Staff Report be made and a revised copy of the plat be provided at the time of Preliminary Plat submittal; 2. That a major drainage easement be dedicated for any natural drainage ways located on proposed Lot 1R in accordance with Section 500.6-4 of the Subdivision Regulations; 3. That an updated site plan be provided at the time of Preliminary Plat submittal showing the location of all existing structures and utilities and their respective setbacks to lot lines or else an approved Setback Variance be obtained waiving this requirement; 4. That the existing Conditional Use Permit for a Recreational Resort in a General Agriculture District only applies to the portion of the property currently described as Lot 1 of Rushmore Cave Subdivision and may not be expanded to the Balance of Government Lot 5 or the portion of Government Lot 4 being obtained, unless the Conditional Use Permit is amended to allow for such. In the case where the property is rezoned to Highway Service District, the Conditional Use Permit shall be revoked; 5. That the remaining Balance of Government Lot 4 shall be considered an illegal, non-conforming lot in regards to its lot size and may not be developed until such time the lot size is brought into compliance by either obtaining a Lot Size Variance or Rezoning the property to Low Density Residential; 6. That the existing easement providing access to proposed Lot 1R be improved in accordance with the Road Standards for Highway Service District, including 66 feet of right-of-way with a 32 foot paved driving surface, or else a Subdivision Regulations Variance be obtained waiving this requirement; 7. That engineered road plans for the required road improvements to the access easement be provided at the time of Preliminary Plat submittal or else a Subdivision Regulations Variance be obtained waiving this requirement; 8. That the existing access easement across Lot 1, providing access to Lot 2, be vacated and shown as such on the Preliminary Plat; 9. That the applicant define the proposed uses for the bunkhouse on Lot 1 and the single-family residence on Lot 2 at the time of Preliminary Plat submittal to determine if these two residences can be located on the same lot and if a Conditional Use Permit is needed; 10. That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of Section 400.2 of the Pennington County Subdivision Regulations, including the Preliminary Plat to be scaled at not more than one (1) inch equals one hundred (100) feet, and topographic information be provided of the subject property at a five (5) foot contour interval or else an a Subdivision Regulations Variance be obtained waiving any of these requirements that are not met; and, 11. That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property.

**F. THE SPRING CREEK WATERSHED MANAGEMENT AND PROJECT IMPLEMENTATION PLAN – APPROVAL OF PAYMENT APPLICATION** To approve payment to Edward and/or Eleanor Roth, SPC2010PC26, in the amount of \$3,134.32.

End of Consent Agenda Items

**ITEMS REMOVED FROM PLANNING & ZONING CONSENT AGENDA**

MOVED by Buskerud and seconded by Davis to approve Item D, Layout Plat / PL 11-31, & Item E, Minor Plat / PL 11-32 and Subdivision Regulations Variance / SV 11-10. Vote: Unanimous.

D. LAYOUT PLAT / PL 11-31: Dean Kelly Construction/Ryan Kelly. To create Lots 1-3, Block 4, Sheridan Lake Highlands in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Tract B less ROW, Boland Placers MS 1252, Section 2, T1S, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1-3, Block 4, Sheridan Lake Highlands, Section 2, T1S, R6E, BHM, Pennington County, South Dakota.

To accept the Planning Commission's recommended approval of Layout Plat / PL 11-31 with ten (10) conditions: 1. That at the time of Preliminary Plat submittal, the applicant shall provide two (2) sets of percolation test and eight (8) foot soil profile hole information for the proposed lots to be reviewed by the Environmental Planner or else a Subdivision Regulations Variance be obtained waiving this requirement; 2. That a site plan showing the location of all existing structures and associated utilities on the proposed lots be submitted with the Preliminary Plat application; 3. That at the time of Preliminary Plat submittal, Details #1 and #2, shown on the plat, shall be changed from Lot 10 to Lot 3 and Detail #3 shall be changed from Lot 9 to Lot 3; 4. That prior to County Board approval of the Preliminary Plat, the applicant provide engineered road construction plans for any road improvements to be made or else a Subdivision Regulations Variance be obtained waiving this requirement; 5. That prior to County Board approval of the Final Plat, the second layer of asphalt shall be applied to Sawmill Road; 6. That at the time of Preliminary Plat submittal, revised road and drainage plans for Sawmill Road be submitted for their review and approval; 7. That prior to County Board approval of the Final Plat, the accessory structure on proposed Lot 3 shall be removed or the applicant amends the PUD to allow for the existing structure to remain as an accessory structure or constructs a single-family residence on the lot; 8. That at the time of Preliminary Plat submittal, the applicant shall provide water supply information for the proposed lots. If the proposed lots will connect to the existing water system, the applicant shall provide documentation confirming the current water supply and distribution system is adequate to handle the increase in use and that connecting the three (3) additional lots will not have a negative impact on the water supply for the existing platted lots within this development; 9. That prior to the plat being recorded, a Road District shall be formed to maintain the roads or the applicant shall incorporate this development into an existing Road District; and, 10. That at the time of submittal for the Preliminary Plat, the plat meets all the requirements of Section 400.2 of the Pennington County Subdivision Regulations, including the Preliminary Plat to be scaled at not more than one (1) inch equals one hundred (100) feet, and topographic information be provided of the subject property at two (2) foot contour intervals or



the applicant obtains an approved Subdivision Regulations Variance waiving any of these requirements that are not met.

E. MINOR PLAT / PL 11-32 AND SUBDIVISION REGULATIONS VARIANCE / SV 11-10: Dean Kelly Construction/Ryan Kelly. To reconfigure lot lines to create Lots 5R, 6R, and 7R, Block 3, Sheridan Lake Highlands and to waive platting requirements in accordance with Sections 400.3 and 700.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lots 5, 6, and 7, Block 3 of Sheridan Lake Highlands, Sections 34 and 35, T1N, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 5R, 6R, and 7R, Block 3 of Sheridan Lake Highlands, Sections 34 and 35, T1N, R6E, BHM, Pennington County, South Dakota.

To sustain the Planning Commission's recommended approval of Subdivision Regulations Variance / SV 11-10 to waive road improvements to Sienna Meadows Lane and Dry Sage Lane, to waive submittal of engineered road construction plans, and to waive the Section Line to be improved to Ordinance 14 Standards; and approval of Minor Plat / PL 11-32 with six (6) conditions: 1. That prior to County Board approval of the Minor Plat, the applicant improve the Section Line to Ordinance 14 Standards or else obtain a Subdivision Regulations Variance waiving this requirement; 2. That a note be placed on the plat to read: "Lots 5R and 6R shall be restricted to a mound system and/or holding tanks and the system shall be designed by a Registered Professional Engineer;" 3. That prior to County Board approval of the Minor Plat, the applicant provide engineered road construction plans for any road improvements to be made or else a Subdivision Regulations Variance be obtained waiving this requirement; 4. That prior to County Board approval of the Minor Plat, Sienna Meadow Lane and Dry Sage Lane be improved to Local/Collector road standards for a Low Density Residential District, including a 66-foot-wide right-of-way with a 24-foot-wide driving surface and four (4) inches of gravel, or else a Subdivision Regulations Variance be obtained waiving this requirement; 5. That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations; and, 6. That erosion control measures be implemented on Lot 6R prior to any further construction work being performed on the site.

#### **ITEMS FROM PLANNING & ZONING**

MOVED by Davis and seconded by Trautman to convene as the Board of Adjustment. Vote: Unanimous.

G. VARIANCE / VA 12-02: William and Shelly Hanson. To reduce the minimum required side-yard setback from 25 feet to 8 feet to allow for an addition to be constructed on the east side of the existing single-family residence in a General Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

E1/2 of Lot 35 and all of Lots 35B, 36, and 36A, Cleghorn Canyon, Section 7, T1N, R7E, BHM, Pennington County, South Dakota.

MOVED by Davis and seconded by Trautman to approve Setback Variance 12-02 to reduce the side-yard setback from 25 feet to eight (8) feet to allow for the construction of an addition with four (4) conditions. Vote: Unanimous.

1. That this Variance only applies for the portion of the setback requirement that will be encroached upon by the proposed addition. All other structures must maintain the minimum setback requirements or obtain separate Variance(s) for that structure; 2. That a Removal Permit be obtained for the existing shed and carport located near the east property boundary prior to issuance of a Building Permit for the proposed addition and the gravel driveway be reclaimed upon completion of the construction of the proposed addition; 3. That an approved Floodplain Development Permit be obtained for the proposed addition and any associated dirt work prior to issuance of a Building Permit for said structure; and, 4. That the existing on-site wastewater treatment system be reviewed and approved by the City of Rapid City prior to issuance of a Building Permit for the proposed addition.

MOVED by Trautman and seconded by Holloway to adjourn as the Board of Adjustment. Vote: Unanimous.

H. DISCUSSION OF ADMINISTRATIVE FEES. MOVED by Holloway and seconded by Buskerud to rename the \$500 “Administrative Fee” as a “Penalty Fee” pursuant to the recommendation of Planning Staff. Vote: Unanimous.

### **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)

MOVED by Davis and seconded by Trautman to convene in executive session. Vote: Unanimous. The Board remained in executive session from 11:55 p.m. until 12:45 p.m.

Commissioner Buskerud left the meeting during executive session and did not return.

MOVED by Davis and seconded by Trautman to adjourn from executive session. Vote: Unanimous.

MOVED by Davis and seconded by Trautman to authorize interim IT Director, Linda Anderson, to advertise to hire one FTE and one temporary employee. Vote: Unanimous.

### **PERSONNEL**

Auditor: Effective 5/7/2012 – I. Butt, \$14.74/hr.; D. Hoffman, \$14.03/hr.

Law Enforcement: Effective, 2/21/12 – E. Gilles, \$15.85/hr.; Effective 3/12/12 – R. Knowlton, \$15.85/hr.; Effective 3/1/12 – K. Wood, \$5,318.00; G. Decker, \$5,318.00.

Jail: Effective 3/5/12 – P. Rosa, \$19.26/hr.; K. Arguello, \$19.26/hr.; C. Zelfer, \$15.09/hr.

CCADP: Effective 2/29/12 – V. Baker, \$16.63/hr.; Effective 3/5/12 – M. McIntosh, \$4,059.00; Effective 3/22/12 – J. Curtis, \$15.85/hr.; Effective 4/2/12 – S. MakePeace, \$20.24/hr.

JSC: Effective 3/5/12 – M. Mehrer, \$24.00/hr.

**VOUCHERS**

4Imprint, 378.19; A & A Property Management, 1265.00; A & B Business Equipment, 1105.63; A & B Welding Supply Co, 755.85; A To Z Shredding Inc, 294.75; A-1 Ditching, Inc, 596.70; A-1 Sewer & Drain, Inc, 320.00; Ace Hardware-East, 50.17; Ace Steele & Recycling, 10700.00; Active Data Systems Inc, 4771.40; Adams-IsC, Llc, 1918.85; Adelsman/Pbbs, 289.11; Advanced Drug Testing Inc, 36.00; Al-Asfour, Ahmed, 500.00; Allman, Robert D, 168.00; American Signal Corp, 302.55; Amerigas, 69.46; Anderson, Mary, 33.60; Apria Health Care, Inc, 2501.30; ARC International, Inc, 38487.20; Armstrong Extinguishers, 6085.47; Atmosphere Hospitality M, 495.02; Badlands Automotive, 231.98; Bailey JD & MP Merryman, 1721.41; Bailey JD & MP Merryman, 2375.00; Banks, Bridgette R, 334.75; Bargain Barn Tire Center, 80.00; Bargain Printing, 1989.60; Barnier, Greg, 1062.50; Beezley, Lawrence D, 280.00; Behavior Management, 10915.00; Behrens Mortuary, 1910.00; Best Western Ramkota Inn, 189.00; BH Ammunition Inc, 6984.00; BH Chemical Company Inc, 1473.68; BH Insurance Agency, Inc, 60.00; BH Oral Maxillofacial Sur, 38.00; BH Orthopedic &, 162.30; BH Pest Control, Inc, 255.00; BH Powersports, 229.87; BH Services Inc, 293.92; BH State University, 133.00; Bialota, James M Jr, 3515.00; Biegler, Greg Lpc,Ccdc Ii, 60.00; Biers, Dallas Q, 118.00; Big D Oil Co, 139.00; Bill Me Later Business, 5.14; Bintliff, Joyce, 3600.00; Blue Book, 48.95; Bob Barker Company Inc, 411.92; Bon Homme County Auditor, 441.92; Bowes, Lyle, 240.00; Bradeen Skid Steer Svc, 954.00; Brandsted, Scott, 334.00; Brevard Extraditions, Inc, 2264.03; Bringswhite, Erik, 300.00; Brown County Sheriff, 36.29; Bruckner, Kathy, 49.20; Buck, Earl W, 300.00; Business Equip Finance, 427.19; Butler Machinery Company, 1612.88; Canyon Business Products, 692.36; Career Learning Center, 75.00; Carol Butzman Consulting, 6630.24; Cash-Wa Distributing, 380.49; CBCInnovis, Inc, 120.25; CBM Food Service, 4072.03; CDW Government Inc, 3470.26; Center For Restorative, 200.00; Century Business Prod Inc, 103.04; Certified Laboratories, 600.82; Cetec Engineering, 3789.54; Chapman, Malcom, 400.00; Chemsearch, 445.30; Chris Supply Co Inc, 639.14; City Of Gillette, 200.00; City Of Rapid City, 30276.30; Clark Printing, 392.65; Clerk Of District Court, 3.65; CNA Surety, 50.00; Coca-Cola Bottling Co Of, 457.00; Colbath, Angela M, 3146.26; Colbath, Monica D, 442.80; Collison, Jeanne M, 15.00; Comco, Inc, 293.00; Communication Services, 272.50; Community Health Center, 3872.82; Connelly, Randal E, 1229.94; Conrad, Danelle, 240.00; Copy Country, 84.50; Cornerstone Apartments, 200.00; Correctional Counseling, 267.48; Costello, Porter Et Al, 1190.50; Countryside Property, 480.00; Crawford, Anthony E, 2570.34; Crescent Electric Supply, 198.94; Crisis Education Systems, 520.00; CsrX, Inc, 23.20; Cuny, Lynn, 200.00; Cwd-Aberdeen (Hrs), 52.80; D & F Truck And Auto, 215.06; D & R Service Inc, 113.84; Dakota Battery & Electric, 31.50; Dakota Fluid Power Inc, 908.05; Dakota Industrial Hygiene, 5120.00; Dakota Laser Tech, 53.46; Dakota Plains Legal Srvs, 15500.00; Dakota Radiator, 548.00; Dakota Supply Group Inc, 1449.38; Dakota Typewriter Exchang, 1428.22; Dakotaland Autoglass Inc, 215.00; Dale's Tire, 747.33; Davenport, Deb, 20.00; Davis, Kathy, 420.00; Davis, Kenneth, 784.11; Dawson, Robert A, 348.49; De's Oil, Inc, 257.25; Decker, Tracey, 152.00; Dell Marketing LP, 19538.87; Demersseman Jensen, 2431.30; Diamond Pharmacy Services, 25111.51; Diesel Machinery Inc, 931.75; Dietrich, Donna, 561.11; Dimaiio, Kathryn E, 716.25; Dlt Solutions Inc, 878.79; Eagle Ridge II LP, 200.00; Eastern Penn Conservation, 12.00; Eastern Wyoming College, 99.00; Ecolab Pest Elimination, 285.50; Eddie's Truck Sales, 634.06; Eileen's Colossal Cookies, 148.75; Ellsworth Task Force, 15000.00; Elwell, John W, 700.00; Environmental Chemical, 700.06; Eprovider Solutions, 186.40; Evergreen Office Products,

6595.51; Executive Mgmt Fin Office, 907.81; Farmer Brothers Coffee, 580.82; Fastenal Company, 594.44; Federal Express, 17.56; Federal High Risk Pool, 291.00; Federal Signal Corp, 579.99; Feehan & Cline, PC, 4370.60; Fennell Design, Inc, 10154.45; Fiferman, Leslie, PH.D., 360.00; Firesteel Technologies, I, 17539.00; First, 1331.50; First American Title Co, 540.00; First Western Insurance, 100.00; Fischer Furniture Inc, 199.98; Flooring America, 275.00; Fogsngal, LLP, 5711.19; Force America Inc, 317.41; Fransen, Jeffrey J, 1217.04; Fremont Industries Inc, 616.00; French, Brenda, 500.00; Frontier Auto Glass, LLC, 125.00; G4S Justice Services, Inc, 918.72; Garcia, Jerry J, 200.00; Gardner Denver Nash LLC, 144.40; Geib, Elston, Frost PA, 3667.65; George's Vacuum Sales And, 89.00; George, Bernard, 180.26; Global Equipment Company, 63.71; Godfrey Brake Service, 193.74; Golden West Technologies, 107.52; Grainger - 829245489, 377.80; Gray Manufacturing Co Inc, 2611.00; Great Western Tire, Inc, 1935.96; Green Star Camper Center, 355.31; Grimm's Pump Service Inc, 971.76; Grode, William R, 663.25; Grote, Deb, 142.00; Gunderson,Palmer,Nelson, 4293.89; Gustave A Larson Company, 1065.28; Guttierrez, Joe, 14.38; Haakon County Auditor, 1439.41; Haggerty, Tiffany, 292.50; Hamilton, Candy, 24.32; Harms Oil Company, 24620.79; Harn, Jerri, 188.80; Harris, Betsey, 700.00; Harveys Lock Shop, 92.09; Hautala, Keith A, 1450.00; HCS, LLC, 2899.63; Health Education Design, 149.40; Heartland Paper Company, 2297.77; Heavy Contractors, Inc, 78373.22; Hendrickson, Kristina, 140.00; Henning, Gerald, 725.00; Henry Schein Inc, 155.98; Herd's Ribbon & Laser, 263.20; Hills Materials Co, 2585.84; Hillyard/Sioux Falls, 462.36; Hobart Sales & Srvc Inc, 119.70; Hoffman, Fredrick Dustin, 665.00; Honeywell, Inc, 84888.50; Hosmer, David M, Law Offi, 158.81; Hughes County Sheriff, 29.30; Hughes, Mark, 183.17; Humane Society Of The Bh, 4166.67; Hyronimus, Todd, 173.00; IC Solutions, 448.15; Ikon Office Solutions, 72.60; Ikon Office Solutions, 670.99; Indoff Inc, 2460.19; Inland Truck Parts, 659.82; Int'l Code Council Inc, 50.00; Inter-Agency Training Cou, 540.00; Interstate All Battery, 149.91; Interstate Batteries, 509.75; Intoximeters Inc, 2892.50; Inventory Trading Company, 246.00; Ipromoteu, Inc, 591.74; Janz, Donald A, 2200.00; Jefferson Partner Lp, 761.50; Jeffries, James L, 1299.65; Jenner Equipment Co., 732.72; JH Hilt Engineering Inc, 1938.00; Jimmy John's Catering, 159.78; Jj's Engraving & Sales, 8.00; Johnson Machine Inc, 5187.41; Johnson's Carpet, 3570.00; Joseph R Tippman Family, 240.00; K-Mart, 32.99; Kabeiseman & Pollard, 170.00; Kappedal, Jean, Csr, 703.80; Karl's Appliance, 509.00; Kauffman, David W PHD, 2780.00; Kennedy Pier & Knoff LLP, 346.20; Kieffer Family Dental, 795.00; Kienzle, Eileen, 270.00; Kirk, Jonathan, 191.00; Kivi, Daniel, 50.00; Klapkin, Aaron, 186.00; Knecht Home Center Inc, 347.23; Knight's Quality Welding, 710.00; Knollwood Townhouse, 104.00; Knology, 310.50; Koletzky Law Office Prof, 235.60; Laboratory Corporation Of, 59.10; Laboratory Corporation Of, 18.00; Lacial Equipment, 1230.10; Language Line Services, 50.00; Lattice Incorporated, 47.35; Lawson Products Inc, 505.78; Lazy U Motel, 140.00; Leo A Daly, 9463.57; Lewis & Clark Mental Heal, 894.00; Lewis Kirkeby & Hall, 240.00; Lewis, Paul A, 401.80; Lincoln County Auditor, 126.06; Lindstrom, Joan, 300.00; Little Print Shop Inc The, 179.22; Lutke, Neal, 25.60; Mackro Byte Tech, Llc, 245.00; Makepeace, Sean, 125.00; Manlove Psychiatric Group, 3208.38; Marco, Inc, 1650.63; Margadant Law Office Pc, 2242.74; Masters Awards, 122.00; Matheson Tri-Gas, Inc, 198.30; Matthew Bender & Co Inc, 253.06; Mattson-Casteel, Cathy, 3476.25; Maxwell, Curtis, 145.32; Maxwell, Margaret, 13.56; McGas Propane Llc, 694.11; McGowan, Wendy T, 3213.44; McKie Ford Inc, 43471.00; McKie Ford Inc, 43881.00; Medical Waste Transport,, 470.07; Medicap Pharmacy, 228.61; Medicap Pharmacy - St Pat, 7114.63; Medline Industries Inc, 883.55; Menards, 1861.67; Mercy Housing SDL-LLC, 240.00; Meyer, Tiffany, 33.30; MG Oil Company, 18993.75; Mick's

Electric, 1298.29; Midwest Cooperatives, 21356.26; Midwest Motor Supply Co, 410.68; Midwest Tire & Mfllr Inc, 32.96; Minnesota Estates Ii, 149.00; Moffit, Timothy, 20.00; Monte Kahler Rentals, 380.00; Moore Medical Corp, 1522.20; Morgan Co. Sheriff's Offi, 45.52; Moss, William A, Psyd,Llc, 1300.00; Motive Parts & Supply Inc, 290.90; Motorola Solutions, Inc, 2941.00; MRO Corporation, 90.05; Mrs Land, LLC, 2500.00; Murphy Law Office, P.C., 1008.31; NAADAC, 330.00; Nelson, Danny, 100.00; Nelson, Diana, 3884.00; Nelson, Trent, 84.76; Neve's Uniforms Inc, 1308.84; New Underwood Post, 32.00; Newkirk's Ace Hrdwre-East, 1127.22; Newkirk's Ace Hrdwre-West, 435.00; Nilsen, Autumn, 51.00; Nooney Solyay & Van Norman, 1361.20; Nordell, Donna, 51.00; North Central Supply Inc, 1239.18; Northern Truck Equipment, 8661.15; Northwest Pipe Fitting In, 1400.33; Northwestern Engineering, 190.00; O'Connor Company, 4449.00; O'Day, Valarie, 26.60; O'Neill, Patrick E, 190.00; Occupational Health Netwk, 25.00; Officemax Incorporated, 1016.81; Orrock, Kenneth Eby, 1853.20; Overhead Door Co Of RC, 264.20; Pacific Hide & Fur Depot, 2069.27; Paradis Properties Llc, 270.00; Parker, Nanette, 35.20; Parks, Ashlie, 60.00; Peckosh, Thomas F, 470.00; Peckosh, Thomas F, 150.00; Penn Co Health & Human Sv, 311.59; Penn Co Highway, 135.00; Penn Co Jail, 14.76; Penn Co JSC, 86.97; Penn Co Juv Diversion, 151.68; Penn Co Search & Rescue, 3300.00; Penn Co Sheriff, 1806.59; Penn Conservation Dist, 6519.50; Pennington County Courant, 3889.99; Pennington County Housing, 190.00; Petrik, Rusanne, 46.00; Pfeiffer, Leila, 300.00; Pheasantland Industries, 205.68; Phelps, Terri, 130.00; Phoenix Supply LLC, 189.87; Pioneer Enterprises, Inc, 4965.00; Piscopo, Joe, 51.00; Pitney Bowes Inc, 406.16; Plumbmaster Inc, 551.74; Power House Honda, 25.93; Powles, Robert W, 133.00; Pro Windmill, Inc, 98.00; Pruss, Tina, 102.60; PSI Health Care Inc, 93.71; Psychological Evaluations, 1030.00; Quantum Labs Inc, 956.40; Quill Corporation, 736.33; Radiology Assoc. Prof. LL, 480.49; Rangel, Elisa, 1200.00; Rapid Broadcasting Co, 1200.00; Rapid Collision, 628.00; Rapid Leasing, 490.40; Rapid Rooter, 210.00; Rapid Tire & Alignment, 317.75; Rapid Transit System, 270.00; Rapidcare, 53.00; RC Area School Dist 51-4, 1166.17; RC Emergency Services, 388.15; RC Fire & Emergency Srvcs, 318.48; RC Journal, 7901.00; RC Police Dept-Evidence, 920.61; RC Regional Hospital, Inc, 14354.32; RC Regional Hospital, Inc, 83.75; RC Regional Hospital, Inc, 159.90; RC Regional Hospital, Inc, 595.52; RC Regional Hospital, Inc, 192.28; RDO Equipment Co, 43638.24; Reardon, T J, 7815.59; Record Storage Solutions, 744.39; Red Barn Innovations, 7050.00; Redwood Toxicology, 377.50; Regional Health Physician, 28.19; Rehfuss, Cathryn, 24.00; Repair Shop The, 125.94; Reuer, Allen, 1155.00; Rhodes Chemical Of The BH, 35.90; Rochester Armored Car, 358.40; Rockmount Research &, 1183.42; Roger Frye's Paint Supply, 966.92; Roseth, Lola K, 260.00; Rudolph's, 59.50; Runnings Supply Inc, 103.36; Rushmore Communications, 3429.30; Rushmore Dental Products, 60.00; Rushmore Safety Supplies, 36.00; Saldanha, Claude R, 305.00; Sandberg, Ann G, 550.00; Sanford Laboratories, 235.84; Schiley, Buck, 735.00; Schmidt Funeral Home, Llc, 5730.00; Schneller, John Dr, 1181.25; Schreiner Enterprises, In, 24.95; Schuft, Scott, 969.95; Scotts Bluff County Court, 4.75; Scovel Psychological, 1830.00; SD Chamber Of Commerce, 80.00; SD Dept Of Revenue, 349.00; SD Dept Of Transp-Finance, 7630.89; SD Div Of Motor Vehicles, 220.00; SD Federal Prop Agency, 35272.00; SD Police Chief's Associa, 65.00; SD Secretary Of State, 60.00; SD SHRM, 199.00; SD Teen Court Association, 385.00; SDAAO, 1000.00; Servall Uniform/Linen Co, 4178.66; Sheehan Mack Sales, 4267.36; Sherwin Williams Paints, 167.32; Silver Maple, LLC, 190.00; Simonyak, Erik, 28.19; Simpson's Printing, 1041.00; Sinclair, Scott, 88.64; Skinner & Winter Prof, LL, 3653.19; Smith, Glenda M, 190.00; Smith, Jeromey, 154.21; Smoot & Utzman, 1454.35; Solar Sound, 358.31; South Creek Village, 240.00; Southern Hills Publishing, 1981.20;

Spencer Fluid Power, 3026.46; Spizzirri Press, Inc, 175.00; Stan Houston Equipment, 34.65; State Of South Dakota, 42509.14; Stec's Advertising, 149.53; Steffen, Inc, 446.06; Stephens, Matthew, 1320.00; Stewart, Cathy L, 40.00; Stilwell, Jackie, 608.08; Street Image II, Inc, 676.00; Sturdevant's- Rapid City, 493.89; Summit Signs & Supply Inc, 15.00; Swanda, Karen, 39.00; Swanson Services Corp, 283.96; Tessco Incorporated, 322.89; Tessier's Inc, 3800.00; Think Toner And Ink, 431.97; Thompson, Carmen, 212.50; Thundercloud, Llc, 63.95; Thurman, Creighton, 359.72; Titan Access Account, 502.73; TNT Homes & Const, LLC, 830.00; Tractor Supply Credit Pla, 1184.86; Trautman, Nancy, 149.85; Tschetter, Wesley, 130.00; Twilight First Aid &, 39.35; Twl Billing Service &, 693.50; Uline, 109.86; US Postal Service, 2756.94; Vanway Trophy & Awards, 105.91; VB Rapid Creek, 240.00; Verizon Wireless, 94.40; Vermeer High Plains, 230.85; Von Wald, Lynn, 320.00; Walker Napa Auto Parts, 793.15; Warne Chem & Equip Co Inc, 49.60; Watertree, Inc, 693.00; Watson Law Office, P.C., 265.00; Weichmann, Cynthia, 493.05; Wellspring, Inc, 3823.09; Wessel, Al Jr, MD, 5000.00; West Payment Center, 1942.99; West River Anesthesiology, 774.38; West River Intrntnl Inc, 1024.60; Western Communication Inc, 8931.39; Western Mailers, 30.78; Western Sd Hydrology Conf, 65.00; Western Stationers Inc, 2621.59; Weyrich Enterprises, Inc, 161.57; Whisler Bearing Co, 658.07; White, Alexa, 127.00; White, Chuck, 20.40; Whiting, Marcia, 401.80; Willett, Dustin, 223.00; Willey, Darin, 20.00; Williamson, Kirstie, 20.00; Winner Police Dept, 67.64; Wolf, Ione, 435.50; Wonderlic, Inc, 1898.00; Wright Express Fsc, 330.35; Yankton Co Sheriff Office, 175.00; Yankton County Treasurer, 415.00; Zacharias, Jerome C, 785.00; Zick, Todd D, 614.00; Ziggy's, 280.13; Wright Express FSC; BH Power, 44,235.65; City Of Rapid City-Water, 11,346.38; Rainbow Gas Co, 10,613.70; Verizon, 1,005.66; Qwest Corp, 7,588.39; First Administrators, 203,348.08; SD Dept Of Revenue, 12,347.72; Knology, 2,251.07; Midcontinent Communcation, 817.37; Orbitcom, Inc, 45.36; Golden West Co, 148.43; CBM Food Service, 50,140.66; Golden West Technologies, 52.50; Kieffer Sanitation, 2,808.46; First Interstate Bank, 2,248.10; Red River Service Corp, 45.89; Walker Refuse, 107.25; FSH Communications, 60.00; Medical Waste Transport, 123.05; Ketel Thorstenson, 148,695.21; Wells Fargo Credit Card Settlement; 123 Securityproducts.C, 1,411.61; A A Horwath And Sons, 1,155.27; AED Superstore, 20.57; All Continent, SD US, 60.00; All Continent, SD US, 30.00; AIA Allegiant Air, 230.56; Amazon Mktplace Pmts, 85.04; Amazon.Com, 260.82; Best Western Hotels, 183.99; Black Hills Chemical, 1,630.59; Blackhills Regional Job Fair, 435.00; Bob Barker Co, 969.83; Carquest, 30.33; Charm-Tex, 544.86; Congress Plaza Hotel Conv, 323.60; Cooks Direct, 134.46; Copy Country, 114.00; D & F Truck & Auto Electr, 229.81; Days Inns - Corps Christi, Tx Us, 163.16; Enterprise Rent-A-Car, 50.57; Fastenal Co, 89.24; Firestone, 235.90; Fred Pryor Careertrack, 199.00; Frontier Auto Glass, 35.00; Fruit Of Loom / Jerzees, 3,336.11; Fuddrucker's Rapid City, 153.97; Glock Inc, 433.00; Hardware Hank, 17.97; Harveys Lock Shop, 39.73; Holiday Inn Express - Memphis, Tn, 222.62; Indoff Incorporated, 1,116.31; Istorage Networks, 359.00; JJs Engraving, 87.50; Kreislers, 168.32; Life Fitness, 2,414.08; Love S Country, 13.73; McDonald's -Denver, 6.86; McKie Ford Lincoln, 35.79; McMaster-Carr, 48.02; Microsoft Tech Support, 259.00; Mike And Cecilia Miskes, 617.98; Moore Medical Llc, 733.44; Morse Watchmans Inc, 155.75; National Sheriffs Asso, 225.00; Natl Cncl Comm Behv Healt, 2,125.00; Network Solutions, LLC, 80.00; Neve's Uniforms-Denv, 91.90; Neve's Uniforms-Rapid, 383.70; Neve's Uniforms-Rapi, 61.85; New York-New York - Rsvn, 69.44; NWTC Web Registration, 350.00; Officewonderland, 589.00; PCC 7124 - Corpus Christ, Tx Us, 10.01; Print Mark-Et, 25.00; Rapid Chevrolet-Cadillac, 54.08; Runnings Farm & Fleet #27, 124.96; SHRM Org, 1,495.00; SSI School Specialty, 134.27; Sturdevant's Auto Parts, 209.63; Sturdevant's Atuo

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Parts, 846.19; Summit Signs & Supply Inc, 418.75; Syx Globalindustrialeq, 189.65; Tel My Zone Headphone, 89.92; The Ups Store #1884, 48.80; The Ups Store 3912, 71.48; Tma West, 50.99; United Air, 407.60; United Air, 407.60; United Air, 407.60; United Air, 874.70; United Air, 874.70; United Air, 505.10; Verizon Wrls Myacct, 4,806.03; Wm Supercenter, 988.09.

**ADJOURN**

MOVED by Trautman and seconded by Holloway to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting was adjourned at 12:45 p.m.

Julie A. Pearson, Auditor

Published once at a cost of \_\_\_\_.

Publish: April 4, 2012