

**PENNINGTON COUNTY
BOARD OF COMMISSIONERS' MINUTES
January 15, 2013**

A meeting of the Pennington County Board of Commissioners was held on Tuesday, January 15, 2013, 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 Davis and seconded by Buskerud to remove the Order For Organization and Incorporation of the Sawmill Road District from the Consent Agenda and ITS Program Update under Items From the Auditor and approve the agenda as amended. 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 Trautman and seconded by Buskerud to approve Consent Agenda Items 5, 6, 8 & 9 as presented with Item 7 and Item 10 removed for separate consideration. Vote: Unanimous.

5. Approve the minutes of the January 3, 2013, Board of Commissioners' meeting.
6. 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 \$1,919,797.53.
8. Approve the Permit to Occupy Right-of-Way for a portion of Deerfield Road on July 13-14, 2013, and authorize the Highway Superintendent to sign the application.
9. Approve the 2013 Employee Assistance Program Agreement with Behavior Management Systems Inc., and authorize the Chairperson's signature thereto.

Items Removed for Separate Consideration

7. Order For Organization And Incorporation Of The Sawmill Road District: MOVED by Davis and seconded by Buskerud to continue this item to the next meeting at the request of the Auditor's Office. Vote: Unanimous.
10. General Fund Supplement (SP13-002): MOVED by Holloway and seconded by Trautman to schedule a public hearing at 9:15 a.m. on February 5, 2013, to supplement the 2013 Register of Deeds Modernization and Preservation Fund Equipment budget in the amount of \$48,000 from non-budgeted revenue received in the current year. Vote: Unanimous.

End of Consent Agenda

REQUEST FOR EXCEPTION TO THE 2012 ASSESSMENT FREEZE FOR ELDERLY & DISABLED: MOVED by Buskerud and seconded by Holloway to grant an exception and accept the application for the 2012 Senior Citizen's Tax Freeze for property owner V.P. Vote: Unanimous.

Commissioner Buskerud left the meeting at this time.

ITEMS FROM AUDITOR

- A. **BUDGET SUPPLEMENT HEARING SP13-001 – GENERAL FUND JOHN T VUCUREVICH BUDGET:** MOVED by Davis and seconded by Trautman to approve the supplement to the 2013 General Fund John T. Vucurevich budget in the amount of \$30,000 from non-budgeted revenue received in the current year. Vote: Unanimous.
- B. **NEW RETAIL ON-OFF SALE WINE LICENSE:** MOVED by Holloway and seconded by Trautman to approve the new retail (on-off sale) wine license for The Fireside, Ashley Ginsberg. Vote: Unanimous.

Commissioner Buskerud returned to the meeting.

ITEMS FROM EXTENSION

- A. **2013 MEMORANDUM OF UNDERSTANDING WITH SDSU 4-H PROGRAM:** MOVED by Trautman and seconded by Holloway to approve the Memorandum of Understanding between SDSU Extension and Pennington County with the insertion of language stating that Pennington County will be responsible for two-thirds split for telephone/technology charges and the copier maintenance agreement and authorize the Chairperson's signature thereto. Vote: Unanimous.
- B. **2013 MEMORANDUM OF UNDERSTANDING WITH SDSU – EFNEP PROGRAM:** MOVED by Trautman and seconded by Holloway to approve the Memorandum of Understanding between Pennington County and SDSU Extension Expanded Food and Nutrition Education Program. Vote: Unanimous.
- C. **APPOINTMENT OF 2013 EXTENSION ADVISORY BOARD MEMBERS:** MOVED by Trautman and seconded by Holloway to appoint Richard Bray, Mary Williams, Patty Brunner, Angela Lytle and Kathy Andersen to the 2013 Pennington County Extension Advisory Board, and further moved to re-advertise for the unfilled position with applications to be considered by the Board of Commissioners during the February 5, 2013, meeting. Vote: Unanimous.

ITEMS FROM HIGHWAY DEPARTMENT

- A. **AMENDED RESOLUTION 2012-10-16 and RESOLUTION 2013-01-15:** MOVED by Trautman and seconded by Buskerud to approve the amended Resolution 2012-10-16 and authorize the Chairperson's signature thereto. Vote: Unanimous.

AMENDED RESOLUTION 2012-10-16

WHEREAS, Resolution 2012-10-16 approved by the Pennington County Commissioners on November 9, 2012 contains incomplete descriptions of the deletion of CHAPEL LANE, HIGHWAY 14/16, HOWARD ST, and N BERRY PINE RD; and

WHEREAS, the Pennington County Board of Commissioners have also determined that, 186 AVE, 173 AVE, and SAGE CREEK RD be removed from the list of deletions; and

WHEREAS, the Pennington County Board of Commissioners have also determined that 222 ST be removed from the list of additions to the County Primary Highway System; now

THEREFORE, BE IT RESOLVED by the Pennington County Commissioners that Resolution 2012-10-16 be amended to correct the description of CHAPEL LN on page 2, HIGHWAY 14/16 on page 3, HOWARD ST on page 3, N. BERRY PINE RD on page 4. That 186 AVE, 173 AVE on page 1, and SAGE CREEK RD on page 5, be removed from the deletion list, and 222 ST on page 6 be removed from the list of additions to the County Primary Highway System.

RESOLUTION 2012-10-16 AS AMENDED

WHEREAS, the Pennington County Board of Commissioners have determined that it would be in the best interest of the residents of Pennington County for the safe and efficient movement of traffic, that revisions to the County Primary Highway System are necessary to correct the deficiencies in the data utilized by the South Dakota Department of Transportation; and

WHEREAS, annexation of territory by the City of Rapid City and the City of Box Elder within the County, and agreements transferring jurisdiction of certain roads to the City of Rapid City and the City of Box Elder; and

WHEREAS, roads classified as Rural Local Roads and Urban Local Roads do not meet the criteria to be placed on the County Primary Highway System; now

THEREFORE, BE IT RESOLVED by the Pennington County Board of Commissioners, that the following roads be deleted from the Pennington County Primary Highway System:

- 143 AVE: Beginning at Country Rd south to Seger Dr, for a distance of 1.00 miles.
- 154 AVE: Beginning at 225th St south to Highway 14/16, for a distance of 2.00 miles.
- 156 AVE: Beginning at 226th St north to a private driveway, for a distance of 0.83 miles.
- 158 AVE: Beginning at 226th St south to Highway 14/16; and beginning at 232nd St south to E Highway 44, for a distance of 6.38 miles.
- 167 AVE: Beginning at 226th St south to Highway 14/16, for a distance of 2.00 miles.
- 169 AVE: Beginning at Meade County Line south to Highway 14/16, for a distance of 3.00 miles.
- 171 AVE: Beginning at Meade County Line south to 229th St, for a distance of 4.03

miles.

- 195 AVE: Beginning at I 90 west for 2,112 feet, for a distance of 0.40 miles.
- 196 AVE: Beginning at Highway 14 south to 239th St, for a distance of 3.46 miles.
- 225 ST: Beginning at Dyess Ave east to N Elk Vale Rd, 1 mile; and beginning at N Ellsworth Rd east to 154th Ave, 5 miles for a distance of 6.00 miles.
- 226 ST: Beginning at 154th Ave east to 161st Ave, for a distance of 6.99 miles.
- 230 ST: Beginning at 173rd Ave west to 172nd Ave, for a distance of 1.00 mile.
- 232 ST: Beginning at 158th Ave east to 161st Ave, for a distance of 3.02 miles.
- 239 ST: Beginning at I 90 east to 196th Ave, for a distance of 0.59 miles.
- ANDERSON RD: Beginning at E Highway 44 south to South Side Dr; and beginning at Long View Rd north for .35 miles, for a distance of 1.39 miles.
- ANTELOPE CREEK RD: Beginning at E Highway 44 south to Dawkins Rd, for a distance of 0.37 miles.
- ASHLAND RD: Beginning at Sunnyside Dr south to Country Rd, for a distance of 0.51 miles.
- ATLANTIC DR: Beginning at Twilight Dr south to end of road, for a distance of 0.14 miles.
- BABCOCK RD: Beginning at Creighton Rd west and north to end of road, for a distance of 8.80 miles.
- BASE LINE RD: Beginning at 173rd Ave east to Wasta Township Line, for a distance of 5.63 miles.
- BEAR CREEK RD: Beginning at E Highway 44 northeast to Sage Creek Rd, for a distance of 5.37 miles.
- BENNETT RD: Beginning at Hurst Dr south to Country Rd, for a distance of 1.01 miles.
- BONNIE LN: Beginning at Plateau Ln east to end of road, for a distance of 0.16 miles.
- BRIGGS ST: Beginning at 225th St south to Patriot Dr, for a distance of 0.40 miles.
- CABOT HILL RD: Beginning at Mount Carmel St west to a distance of 141 feet west of Kimbell Pl, for a distance of 0.39 miles.
- CANYON DR: Beginning at Cliff Dr southwest to Carriage Dr, for a distance of 0.35 miles.
- CAROL ST: Beginning at Plateau Ln west to end of road, for a distance of 0.15 miles.
- CAVERN RD: Beginning at W Highway 44 north to end of road, for a distance of 0.44 miles.
- CEDAR BUTTE RD: Beginning at Trask Rd southeast to NE 1/4 Corner Section 27, T2N, R15E, for a distance of 9.64 miles.
- CENTENNIAL EAST CT: Beginning at Mystic Dr east to end of road, for a distance of 0.05 miles.
- CENTRE ST: Beginning at Cambell St southeast to Kennel Dr, for a distance of 0.48 miles.
- CHAPEL LN: Beginning at Jackson Blvd south and west to Chapel Valley Rd, for a distance of 1.13 miles.
- CLEGHORN CANYON RD: Beginning at Jackson Blvd northwest to end of road, for a distance of 1.20 miles.
- CLIFF DR: Beginning at Falls Dr west, south, and east to Wonderland Dr, for a distance

of 1.12 miles.

- CORBIN DR: Beginning at Reservoir Rd east to Lunar Dr, for a distance of 0.20 miles.
- CORRAL DR: Beginning at Sheridan Lake Rd west for 2,693 feet, for a distance of 0.51 miles.
- COUNTRY RD: Beginning at N Elk Vale Rd east 3 miles; and south on 148 Ave for 0.5 miles, for a distance of 3.50 miles.
- CRANE DR: Beginning at Long View Rd north for 1,320 feet, for a distance of 0.25 miles.
- CRAZY HORSE ST: Beginning at Red Cloud St east to Haines Ave, for a distance of 0.25 miles.
- CREEK DR: Beginning at E Highway 44 south to E Saint Patrick St, for a distance of 0.81 miles.
- DARK CANYON RD: Beginning at W Highway 44 southwest to a private driveway, for a distance of 1.35 miles.
- DENKE RD: Beginning at Creighton Rd east and south to 599 feet east of Quinn Rd, for a distance of 11.49 miles.
- DOROTHY DR: Beginning at Twilight Dr north to Macks Dr, for a distance of 0.22 miles.
- DUNN RD: Beginning at Anderson Rd east to Radar Hill Rd, for a distance of 0.98 miles.
- DYESS AVE: (Dyess Rd) Beginning at 225th St south to Seger Dr, for a distance of 2.00 mile.
- E SAINT FRANCIS ST: (East Saint Francis St) Beginning at Pecan Ln east to S Valley Dr, for a distance of 0.13 miles.
- EASY ST: Beginning at Corral Dr south to end of street, for a distance of 0.21 miles.
- EDEN LN: Beginning at S Valley Dr east to end of street, for a distance of 0.13 miles.
- FAIRHAVEN DR: Beginning at Red Road Dr southwest to Cliff Dr, for a distance of 0.28 miles.
- FAIRVIEW DR: (Farview Dr) Beginning at Cliff Dr east and south to Fairhaven Dr, for a distance of 0.26 miles.
- FALLS DR: Beginning at Wonderland Cutoff southwest to Red Road Dr, for a distance of 0.17 miles.
- GEMINI ST: Beginning at Reservoir Rd east to Saturn Dr, for a distance of 0.21 miles.
- GOLF COURSE RD: Beginning at Highway 240 west and south to Sage Creek Rd, for a distance of 1.96 miles.
- GUEST RD: Beginning at West Park Ln west for 1,214 feet, for a distance of 0.23 miles.
- HART TABLE RD: Beginning at Indian Creek Rd east to Spring Draw Rd, for a distance of 2.00 miles.
- HELIOS DR: (Helois Dr) Beginning at Twilight Dr south to end of road, for a distance of 0.22 miles.
- HICKORY DR: Beginning at Bennett Rd west to end of road, for a distance of 0.25 miles.
- HIGHWAY 14 - 16: Beginning at 173 Ave east and southeast to Base Line Rd, for a distance of 7.97 miles.
- HOWARD ST: Beginning at Haines Ave west to end of street, for a distance of 0.21

miles and beginning at Mount Carmel St east 1,017 ft.

- HURST AVE: (Hurst Dr) Beginning at Bennett Rd west to end of road, for a distance of 0.12 miles.
- IDLEHURST LN: Beginning at 0.4 miles north of Jackson Blvd south to end of road, for a distance of 0.10 miles.
- INDIAN CREEK RD: Beginning at Hart Table Rd south and east to Spring Draw Rd, for a distance of 4.50 miles.
- JACKSON BLVD: Beginning at Sylvan Ln southwest to Idlehurst Ln, for a distance of 0.09 miles.
- JOLLY LN: Beginning at Twilight Dr north to Neff Dr, for a distance of 0.27 miles.
- KENNEL DR: Beginning at Centre St south to end of street, for a distance of 0.20 miles.
- KNUTSON LN: Beginning at Sturgis Rd west to end of street, for a distance of 0.15 miles.
- LEROY ST: (Apollo St) Beginning at Reservoir Rd east to Lunar Dr, for a distance of 0.37 miles.
- LONG ACRE DR: (Long Acre Rd) Beginning at S Valley Dr west to end of street, for a distance of 0.11 miles.
- LUNAR DR: Beginning at Apollo St south to Corbin Dr, for a distance of 0.11 miles.
- MAGIC CANYON RD: Beginning at W Highway 44 southwest for 1,892 feet, for a distance of 0.37 miles.
- MALL DR: Beginning at Mount Carmel St east to Haines Ave, for a distance of 1.10 miles.
- MELODY LN: Beginning at S Valley Dr southeast for 1,268 feet, for a distance of 0.24 miles.
- MERCURY DR: Beginning at Reservoir Rd east to Stellar St, for a distance of 0.25 miles.
- MESA DR: Beginning at Sunnyside Dr south to Country Rd, for a distance of 0.51 miles.
- METEOR ST: Beginning at Reservoir Rd east and south to Gemini St, for a distance of 0.16 miles.
- MORNINGSIDE RD: Beginning at Guest Rd south to Chapel Ln, for a distance of 0.16 miles.
- MORRIS LN: Beginning at Anderson Rd east to Radar Hill Rd, for a distance of 1.00 mile.
- MT CARMEL ST: Beginning at Van St southwest to Howard St, for a distance of 0.28 miles.
- MURPHY RD: Beginning at S Highway 79 northwest to a private driveway, for a distance of 4.07 miles.
- MYSTIC DR: Beginning at Centennial East Ct south and east to Bennett Rd, for a distance of 0.31 miles.
- N BERRY PINE RD: Beginning at South Canyon Rd southeast and west to 606 feet west of Soldier Rd, for a distance of 1.28 miles.
- NAMELESS CAVE RD: (Nameless Canyon Rd) Beginning at W Highway 44 northwest to end of road, for a distance of 2.04 miles.
- NEEL ST: (N Neel St) Beginning at Twilight Dr north to Macks Dr, for a distance of

0.63 miles.

- OAK MEADOWS RD: Beginning at Playhouse Rd southeast for 4,963 feet, for a distance of 0.94 miles.
- ORCHARD LN: (Orchard St) Beginning at S Valley Dr east to end of street, for a distance of 0.24 miles.
- PACIFIC LN: (Pacific Dr) Beginning at Twilight Dr south to end of road, for a distance of 0.15 miles.
- PATRIOT DR: Beginning at Briggs St west for 181 feet, for a distance of 0.03 miles.
- PEANUT LN: Beginning at Twilight Dr south to Peanut St, for a distance of 0.13 miles.
- PECAN LN: (E Saint Francis St) Beginning at E St Patrick St south to E Saint Francis St, for a distance of 0.10 miles.
- PINEDALE CIR: Beginning at W Main St south to Pinedale Heights Dr, for a distance of 0.12 miles.
- PINEDALE HEIGHTS: Beginning at Pinedale Cir northeast to W Main St, for a distance of 0.32 miles.
- PLUTO ST: (Pluto Dr) Beginning at Reservoir Rd east to Stellar St, for a distance of 0.25 miles.
- RAPP ST: Beginning at Latrobe Ave south for 519 feet, for a distance of 0.10 miles.
- RED CLOUD ST: Beginning at Mall Dr north for 686 feet, for a distance of 0.13 miles.
- RED ROAD DR: Beginning at Cliff Dr southeast to Falls Dr, for a distance of 0.20 miles.
- RED ROCK CANYON RD: Beginning at Guest Rd southwest for 3,547 feet to end of Rapid City Limits, for a distance of 0.66 miles.
- ROBERTS CT: Beginning at Plateau Ln east to end of road, for a distance of 0.19 miles.
- S AIRPORT RD: Beginning at E Highway 44 south to end of road, for a distance of 0.68 miles.
- S ELLSWORTH RD: Beginning at Highway 14/16 south to 158 feet south of Edelweiss Ln, for a distance of 0.72 miles.
- S SUNNYSIDE DR: Beginning at W Sunnyside Dr east to Bennett Rd, for a distance of 0.38 miles.
- S VALLEY DR: Beginning at E Fairmont St south to end of road, for a distance of 0.61 miles.
- SATURN DR: Beginning at Reservoir Rd southeast to Gemini St, for a distance of 0.29 miles.
- SCHROEDER RD: Beginning at Nemo Rd southwest to Wild Irishman Rd, for a distance of 1.90 miles.
- SHARPE RD: Beginning at Highway 14/16 south to Base Line Rd, for a distance of 7.39 miles.
- SHERMAN DR: Beginning at Melody Ln north to end of street, for a distance of 0.04 miles.
- SITTING BULL ST: Beginning at Red Cloud St east to Haines Ave, for a distance of 0.24 miles.
- SLATE PRAIRIE RD: Beginning at S Rochford Rd southeast to Deerfield Rd, for a distance of 6.02 miles.
- SOUTH SIDE DR: Beginning at Reservoir Rd east to Redemption Rd, for a distance of

1.52 miles.

- SUNNYSIDE DR: Beginning at Bennett Rd west to end of road, for a distance of 0.39 miles.
- SWEETBRIAR ST: Beginning at Macks Dr south to Twilight Dr; and beginning at Twilight Dr south to Peanut St, for a distance of 0.34 miles.
- SYLVAN LN: Beginning at Jackson Blvd south to end of road, for a distance of 0.10 miles.
- TERRY DR: Beginning at Twilight Dr southeast to Neel St, for a distance of 0.18 miles.
- TRASK RD: Beginning at Cedar Butte Rd north to end of road, for a distance of 4.08 miles.
- TWILIGHT DR: Beginning at Reservoir Rd east to Helios Dr, for a distance of 0.19 miles.
- UNA DEL DR: Beginning at the north portion of Wildwood Dr south to Wildwood Dr, for a distance of 0.45 miles.
- UNNAMED: Beginning at Bombing Range Rd between Sec 15 and 22, T3S, R13E east to E Highway 44, for a distance of 0.53 miles.
- VALLEY DR: Beginning at 120 feet north of Windhaven Dr south to E Highway 44, for a distance of 0.53 miles.
- VILLA DR: Beginning at N Ellsworth Rd east to Briggs St, for a distance of 0.20 miles.
- VISTA DR: Beginning at Bennett Rd west to end of road, for a distance of 0.25 miles.
- VISTA HILLS DR: Beginning at Sheridan Lake Rd southwest to end of road, for a distance of 0.19 miles.
- W MAIN ST: Beginning at Pinedale Cir east to S Berry Pine Rd, for a distance of 0.28 miles.
- W SUNNYSIDE DR: Beginning at S Sunnyside Dr south to Country Rd, for a distance of 0.25 miles.
- WILDWOOD DR: Beginning at the north end of Una Del Dr east to Sheridan Lake Rd; and beginning at the south end of Una Del Dr east to Sheridan Lake Rd, for a distance of 0.40 miles.
- WONDERLAND CIR: (Wonderland Cutoff) Beginning at Falls Dr southeast to Wonderland Dr, for a distance of 0.10 miles.
- WONDERLAND DR: Beginning at Wonderland Cutoff south to Starlite Dr, for a distance of 0.65 miles.
- ZINNIA ST: (Zinnia Dr) Beginning at Twilight Dr north to end of road, for a distance of 0.18 miles.

BE IT FURTHER RESOLVED by the Pennington County Board of Commissioners, that the following roads be added to the Pennington County Primary Highway System:

- 154 AVE: Beginning at Long View Rd south to 233 St, for a distance of 2.0 miles.
- 236 ST: Beginning at Jensen Rd east to 185 Ave, for a distance of 1.54 miles.
- BIG FOOT ROAD: Beginning at 222 St south to 237 St, for a distance of 15.4 miles.
- BOMBING RANGE RD: Beginning at Railway St south to Shannon County Line, for a distance of 6.77 miles.
- JENSEN RD: Beginning at 236 St north to 233 St, for a distance of 3.8 miles.

- SAGE CREEK RD: Beginning at 182 Ave east to 186 Ave, for a distance of 6.76 miles.

Dated this 15th day of January, 2013.

/s/ Lyndell Petersen, Chairperson
Pennington County Board of Commissioners

ATTEST: (SEAL)

/s/ Julie Pearson, Auditor

MOVED by Davis and seconded by Trautman to approve Resolution 2013-01-15 and authorize the Chairperson's signature thereto. Vote: Unanimous

**RESOLUTION 2013-01-15
COUNTY SECONDARY HIGHWAYS**

WHEREAS, the Pennington County Board of Commissioners have determined that it would be in the best interest of the residents of Pennington County for the safe and efficient movement of traffic, that certain County Secondary Roads receive needed maintenance; and

WHEREAS, this Board has the authority to determine which County Secondary Roads receive maintenance pursuant to SDCL 31-12-26; and

THEREFORE, BE IT RESOLVED that the following list of County Secondary Roads are hereby classified and placed on the Pennington County Secondary Highway System of roads for maintenance purposes:

- 158TH AVENUE: Beginning at 226 St south to 585 feet south of Hwy 1416, for a distance of 1.68 miles.
- ANDERSON ROAD: Beginning at E Hwy 44 south to South Side Dr, for a distance of 1.03 miles.
- ANTELOPE CREEK ROAD: Beginning at Dawkins Rd north to E Hwy 44, for a distance of 0.37 miles.
- FOREST RD: Beginning at Sonquist Ln southeasterly to W Hwy 44 for a distance of 1.37 miles
- SCHROEDER ROAD: Beginning at Ridgeland Loop northeast to Nemo Rd, for a distance of 1.65 miles.

Dated this 15th day of January, 2013

/s/ Lyndell Petersen, Chairperson
Pennington County Board of Commissioners

ATTEST: (SEAL)

/s/ Julie A. Pearson, Auditor

- B. BID AUTHORIZATION FOR MAINTENANCE PROJECTS AND ANNUAL SUPPLIES AND MATERIALS FOR 2013: MOVED by Trautman and seconded by Davis to authorize the Highway Department to advertise for bids for the following items: Item 1) Asphalt Concrete Overlay Project AC 2013-1; Item 2) Asphalt Concrete Overlay Project AC 2013-2; Item 3) Asphalt Surface Treatment Project AST 2013; Item 4) Aggregate Stockpile Project AGG 2013-1; Item 5) Asphalt Surface Crack Sealing Project ASC 2013; Item 6) Aggregate Materials, Asphalt Maintenance Materials, Composite Asphalt Concrete, Concrete Products, Corrugated Metal Pipe, Cutback and Emulsified Asphalt, De-icing Sand, Equipment Rental, Fencing, Guardrail, Magnesium Chloride Solution, Seeding, Fertilizing, Mulching and Erosion Control Blanket, Timber Bridge Materials, Traffic Control Materials. Vote: Unanimous.
- C. ROAD SAFETY AUDIT (RSA) – NEMO ROAD AND NORRIS PEAK ROAD: MOVED by Trautman to select CETEC Engineering Services Inc. as consultant on the Nemo Road and Norris Peak Road safety projects. The motion died for lack of a second.

MOVED by Davis and seconded by Trautman to select CETEC Engineering Services Inc. as consultant on the Nemo Road and Norris Peak Road safety projects. The motion carried 4-1 on a roll call vote: Buskerud – no, Davis – yes, Holloway – yes, Trautman – yes, Petersen – yes.

ITEMS FROM WEED & PEST

- A. 2012-2013 PENNINGTON COUNTY FIRE PROTECTION AND MOUNTAIN PINE BEETLE SUPPRESSION PROJECT UPDATE

Commissioner Holloway left the meeting.

2012 CONTINGENCY FUND DOLLARS – COMMISSIONER TRAUTMAN

MOVED by Davis and seconded by Buskerud to postpone Item 15A (under Weed & Pest) and Item 16 (2012 Contingency Fund Dollars) to the next meeting so the Auditor, County Fire and Weed & Pest can prepare funding recommendations for combating the Mountain Pine Beetle.

MOVED by Buskerud and seconded by Davis to recess for five minutes. Vote: Unanimous. The Board recessed at 10:20 a.m. and reconvened at 10:25 a.m. with all Commissioners present.

Vote on the motion made prior to recess: Unanimous.

ADDITIONAL 2013 FUNDING REQUEST FOR KEEP ELLSWORTH PROJECT:

MOVED by Davis and seconded by Buskerud to transfer \$10,000 from the 2013 Contingency Fund to the General Fund Keep Ellsworth budget for an additional allocation to the Ellsworth Task Force. Vote: Unanimous.

CREATION OF A REGIONAL RAIL AUTHORITY IN PENNINGTON COUNTY

MOVED by Buskerud and seconded by Holloway to allow Ben Snow, President of Rapid City Economic Development Partnership, to contact Jay Alderman, Chief Deputy State's Attorney and Auditor Julie Pearson to begin preliminary work on agreements for a regional rail authority in Pennington County. Vote: Unanimous.

ITEMS FROM CHAIR

- A. 2013 DEPARTMENT HEAD MERIT AWARDS: MOVED by Holloway and seconded by Trautman to approve department head merit raises effective January 1, 2013. Substitute motion: MOVED by Buskerud and seconded by Davis to remove IT Director Russ Tiensvold from this list since he has been employed by Pennington County less than one year. Substitute motion: MOVED by Holloway and seconded by Trautman to approve department head merit raises effective January 1, 2013, with exception of the IT Director, and further moved that his merit raise will be effective July 1, 2013. Vote: Unanimous.

Effective January 1, 2013: D. Gorton, \$5,647; S. Guffey, \$5,236; L. Hollinshead, \$5,366; D. Jennissen, \$5,924; H. Junge, \$7,529; M. Peterson, \$7,041; S. Rittberger, \$6,201; K. Romey, \$7,016; N. Stroot, \$4,748.

Effective July 1, 2013: R. Tiensvold, \$6,677.

ITEMS FROM THE BOARD OF ADJUSTMENT

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

- A. VARIANCE / VA 12-11: William Young. To reduce the minimum required front yard and side yard setbacks from 25 feet to zero (0) feet and to reduce the minimum required lot size in a General Agriculture District and Limited Agriculture District from 40 acres and 10 acres to 0.35 acre in accordance with Sections 205, 206, and 509 of the Pennington County Zoning Ordinance.

Lot 44 of the SW1/4NW1/4, Dolomite Placer No. 1, Sections 13 and 14, T1N, R6E, BHM, Pennington County, South Dakota.

MOVED by Holloway and seconded by Buskerud to approve Variance / VA 12-11 to reduce the required front yard and side yard setbacks from 25 feet to 5 feet in the NW corner of the lot.

MOVED by Holloway and seconded by Buskerud to amend the previous motion to include that Variance / VA 12-11 only applies to the dimensions of the shed currently under construction. Vote: Unanimous.

Vote on the motion as amended: Unanimous.

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

EXECUTIVE SESSION per SDCL 1-25-2

- A. Personnel Issue per SDCL 1-25-2(1)
- B. Contractual/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 a.m. until 12:18 p.m. MOVED by Davis and seconded by Buskerud to adjourn from executive session. Vote: Unanimous.

PERSONNEL

Extension: Effective 1/7/2013 – A. Bristol, \$16.17/hr.

Health & Human Services: Effective 1/8/2013 – K. Thomas, \$21.67/hr.

WSDJSC: Effective 1/1/2013 – K. DeNeui, \$3943.25.

CCADP: Effective 1/4/2013 – M. Goetz, \$16.17/hr.

Law Enforcement: Effective 1/28/2013 – W. Eichler, \$16.17/hr.

Jail: Effective 1/14/2013 – T. Erickson and M. Rivera, \$15.39/hr.; N. Jacobs, C. Daniel, S. Seiler, N. Herman, T. Muhlbeier, B. Sachs at \$19.65/hr.; J. Horinka, \$3406.00; Effective 1/1/2013 – K. Blosser, 5001.16 + FTO \$60.67, D. Feller, \$4207.26 + FTO \$60.67; M. Cole, \$20.29/hr.; A. McGhee, \$3543.45 + FTO \$60.67; C. Trevillyan, \$20.29/hr.

Weed & Pest: Effective 1/1/2013 – L. Blain, \$14.17/hr.

AUDITOR'S ACCOUNT OF THE TREASURER

To the Pennington County Board of Commissioners, I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer as of December 31, 2012: Total balances of checking/savings accounts, \$28,450,695.93; Total balance of Treasurer's Office safe cash, \$9,400.00; Total certificates of deposit, \$2,581,162.32; Total Prime Value Investment, \$2,374,818.31; Total petty cash, \$111,470.00; Total Cash Items, \$165.91; Total long/short, (640.36); Total, \$33,527,072.11. Submitted by Lori Wessel, Deputy Auditor.

VOUCHERS

A & B Business Equipment, 71.10; A To Z Shredding Inc, 237.15; Advanced Security Product, 2615.07; Agren Blando Court, 255.97; Alcohol Monitoring, 107.20; Alexander, Rodney J, 865.00; American Correctional, 2239.55; Americinn Motel, 924.00; Apria Health Care, Inc, 430.20; Atmosphere Hospitality M, 300.00; Audio Video Solutions, 1256.86; Audra Malcomb Consulting, 13298.90; Bailey JD & MP Merryman, 3600.76; Ball, Joshua J, 6015.00; Banks, Bridgette R, 110.20; Barnier, Greg, 1493.20; Batteries Plus, 105.90; Beezley, Lawrence D, 270.00; Belgarde Enterprises, Inc, 240.00; Bennett, Robert, 825.00; BH Chemical Company Inc, 2521.67; BH Industries, Inc, 99.50; BH Orthopedic &, 265.74; BH Services Inc, 190.33; BH Wilbert Vault, 330.00; Binder, Tracy Lynn, 617.40; Blackstrap Inc, 6032.94; Blockbuster, 35.91; Bob Barker Company Inc, 4528.05; Buhler, Alan L, 100.00; Buskerud, Ronald, 40.70; Butler Machinery Company, 192.58; CBCinnovis, Inc, 99.00; CBM Food Service, 40109.82; CDW

Government Inc, 6346.04; Chapman, Malcom, 1000.00; Chemsearch, 338.05; City Of Rapid City, 1564.79; City Of Wall, 6695.33; Clark Printing, 168.85; Clifford, Brandon, 825.00; Climate Control Systems, 1468.00; Colbath, Angela M, 2148.00; Community Health Center, 504.50; Contractors Insulation, 858.90; Costello, Porter Et Al, 178.35; Dakota Fluid Power Inc, 892.88; Dakota Pine Thinning, 1365.00; Dakota RV, 2948.00; Dakota Supply Group Inc, 5.28; Dakota Typewriter Exchang, 3173.99; Dakotaland Autoglass Inc, 316.00; Dalmation Fire Equipement, 1215.00; Dash Medical Gloves, Inc, 688.80; Davis, Kenneth, 1405.26; Davis, Lester, 644.41; Dennis Supply - RC, 70.87; Diamond Pharmacy Services, 16497.42; Door Security Products, 79.08; Ed Roehr Safety Products, 999.85; Eddie's Truck Sales Inc, 396.03; Edelweiss Mtn Improv Assc, 1060.50; Enders, Jason, 32.00; Eprovider Solutions, 100.60; Evergreen Office Products, 6944.46; Fairchild, Gene A, 100.00; Farmer Brothers Coffee, 248.95; Feehan & Cline, PC, 992.20; Fink, Teresa L, 168.75; Firesteel Technologies, I, 11200.00; First Interstate Bank, 4313.81; Fischer, Cory, 1125.00; Flooring America, 2111.36; Foley's Custom Print, 32.50; Frederick, Elizabeth M, 190.95; Friedman, Joshua D Dr, 862.50; Fye, Tana, 73.80; G & H Distributing - RC, 194.99; Geib, Elston, Frost PA, 6839.00; Genpro Energy Solutions, 5692.57; Gittings, Holly L, 172.50; Glasshoff, Kayla L, 40.00; Godfrey Brake Service, 309.25; Golden West Technologies, 753.19; Gomez, Victor, 2550.00; Gore, Andrew G, 2070.00; Great Western Tire, Inc, 1864.09; Greenfield, Colin, 105.00; Gunderson,Palmer,Nelson, 304.60; Hamann, William G, 162.00; Hanna, Dana L, 4395.20; Harveys Lock Shop, 85.00; Hasler, Inc, 409.50; Health Education Design, 54.00; Heartland Paper Company, 278.04; Hein, Cheryl, 980.00; Hendrickson, Kristina, 390.00; Hess, Brandon, 4065.00; Hewlett-Packard, 17743.31; Hobby Lobby, 179.94; Holloway, Don, 310.80; Indoff Inc, 161.88; Interstate All Battery, 135.45; Interstate Batteries, 107.95; Jackson Lewis, LLP, 1175.00; Janis, Gerry, 2415.00; Janz, Donald A, 1950.00; Jefferson Partner LP, 927.90; Johnson Controls, 57500.00; Johnson Machine Inc, 309.99; Johnston, Oatin, 780.00; Kappedal, Jean, CSR, 118.00; Kea Properties, 190.00; Kieffer Sanitation/A Wste, 60.33; Klapkin, Aaron, 168.00; Knecht Home Center Inc, 141.87; Knology, 318.43; Laboratory Corporation Of, 180.27; Laboratory Corporation Of, 23.50; Laminex Inc, 731.97; Lattice Incorporated, 25531.03; Lewis, Paul A, 840.50; Lewno, Lucille M, 83.25; Light & Siren, 192.51; Lincare Inc, 64.73; Lockup USA, 596.50; Manlove Psychiatric Group, 1083.38; Marco, Inc, 125.35; Martin Fire Department, 1796.81; Martin, John, 167.47; Matheson Tri-Gas, Inc, 2.52; Mathison Company, 630.00; Mattson-Casteel, Cathy, 2514.05; McCloskey, Sheena, 318.80; McGowan, Wendy T, 737.26; McLane,Terry, 38.40; Medical Waste Transport, 462.48; Medicap Pharmacy - St Pat, 2646.39; Medline Industries Inc, 747.84; Melone, Lorie D PC, 37.80; Menards, 13.76; Meyer, Robert W, 7470.00; Meyer, Tiffany, 53.92; Midzak, Gregory, 3855.00; Moore Medical Corp, 34.47; Moran, Patty, 910.00; Moss, William A, Psyd,LLC, 1170.00; Mueller, Brian, 132.50; Murphy Law Office, P.C., 866.20; Nelson, Dana K, 100.00; Nelson, Diana, 1975.00; Neve's Uniforms Inc, 3399.74; Newkirk's Ace Hrdwre-East, 610.97; Newkirk's Ace Hrdwre-West, 45.12; Nohr, Linda J, 735.00; Northwest Pipe Fitting In, 215.64; O'Leary, Margaret, 61.72; Orrock, Kenneth Eby, 606.80; Otis Elevator Co, 13928.05; Outdoor Motor Sports, 12460.00; Paradis Properties LLC, 125.00; Parker Drive Development, 66.00; Parr Law PC, 600.80; Penn Co Health & Human Sv, 85.95; Penn Co Highway, 175.61; Penn Co Jail, 166.49; Penn Co Sheriff, 1901.15; Petersen, Lyndell, 1512.56; Phelps, Terri, 170.00; Pioneer Enterprises, Inc, 3395.00; Plumbmaster Inc, 441.90; Pollard, Jerry, 205.00; PSI Health Care Inc, 30.00; Psychological Evaluations, 780.00; Quality Transmissions, In, 15.50; Quill Corporation, 39.21; Radiology Assoc. Prof. LL, 346.09; Radke, Eric, 100.00; Rapid Delivery Inc, 120.00; Rapid Rooter, 295.00; Rapid Transit System, 20.00; Ravellette

Publications, 777.92; RC Area School Dist 51-4, 1792.66; RC Emergency Services, 735.30; RC Fire & Emergency Srvcs, 640.09; RC Journal, 3417.23; RC Police Dept-Evidence, 3221.00; RC Regional Hospital, Inc, 21872.36; RC Regional Hospital, Inc, 22.75; RC Regional Hospital, Inc, 236.78; RC Regional Hospital, Inc, 4144.66; RC Winair, 144.20; RDO Equipment Co, 26.16; RDO Equipment Co, 244.18; Record Storage Solutions, 644.98; Red River Service Corp, 49.48; Redwood Toxicology, 499.00; Regional Health Physician, 39.61; Regional Health Physician, 3785.65; Rensch Law Office, 18522.87; Reuer, Allen, 1575.00; Rochester Armored Car, 50.00; Roesler, Eric, 795.00; Romano, Larry V, 100.00; Rush Funeral Home, 235.32; Salamun, Dalaina, 190.00; Saldanha, Claude R, 240.00; Schiley, Buck, 490.00; Schmidt Funeral Home, Llc, 1700.00; Schreiner Enterprises, In, 159.70; Schuft, Scott, 537.47; Scotts Bluff County Court, 3.00; SD Dept Of Labor, 2255.70; SD Dept Of Revenue, 35.00; SD Dept Of Transp-Finance, 7278.85; Sentinel Offender Service, 5085.22; Servall Uniform/Linen Co, 1890.39; Shepherd Reporting Llc, 27.50; SHI International Corp, 29784.29; Site Work Specialists Inc, 59079.60; Skinner & Winter Prof, LL, 2907.76; Smoot & Utzman, 1321.95; Snelling, David J, 1455.00; Solano, Tracy A, 100.00; Southern Hills Publishing, 2563.09; Speck, Jody H, 635.50; Spizzirri Press, Inc, 25.00; Stephens, Matthew, 11250.00; Stewart, Cathy L, 50.00; Street Image II, Inc, 1978.00; Streicher's, 1383.98; Tessier's Inc, 2737.91; Tractor Supply Credit Pla, 69.98; Troxel, Timothy E, 4275.00; TW Vending Inc, 8605.08; Two Wheeler Dealer, 45.00; US Bank, 9550.00; US Postal Service, 200.75; Vanway Trophy & Awards, 12.50; Vemco, 3650.25; Verizon Wireless, 90.49; Vermeer High Plains, 43.04; Voet, John, 240.00; Vugate, Inc, 2577.22; Walker Refuse, 107.25; Watson Law Office, P.C., 90.20; Wells Fargo, 28083.14; Wellspring, Inc, 5451.85; Wessel, Al Jr, MD, 2850.00; West Payment Center, 1802.65; West River Intrntl Inc, 94.17; Western Mailers, 24.76; Western Stationers Inc, 4043.45; Wex Bank, 140.32; Wex Bank, 4454.79; Why Not Invest, LLC, 165.00; Wolf, Ione, 400.00; Wolff, Jacob, 2415.00; Wood, Jamie, 385.00; Working Against Violence, 9086.50; Zacharias, Jerome C, 162.50; Ziggy's, 36.76; Zuercher Technologies Llc, 90750.00; Ace Hardware-East, 45.99; BH Chemical Company Inc, 149.95; CBM Food Service, 3750.92; Dakota Supply Group Inc, 179.61; Fiferman, Leslie, Ph.D., 180.00; Harveys Lock Shop, 703.50; Hauff Mid-America Sports, 1381.71; Industrial Electric, 360.00; Lattice Incorporated, 344.84; Lighting Maintenance Co, 236.09; Marco, Inc, 131.68; Morse Watchmans Inc, 624.50; North Central Supply Inc, 75.00; Officemax Incorporated, 1905.33; Penn Co JSC, 48.08; RC Area School Dist 51-4, 262.92; SHI International Corp, 5264.32; Smith, Kendra, 669.75; Swanson Services Corp, 21.70; TC Custom Woodworking LLC, 701.00; Twl Billing Service &, 577.10; Wessel, Al Jr, Md, 850.00; Wex Bank, 81.28; Zuercher TechnologiesLLC, 13250.00; A & A Property Management, 270.00; A-1 Sewer & Drain, Inc, 120.00; Adams-ISC, LLC, 57.50; American Society Of Farm, 525.00; American Tech Srvcs Inc, 6497.00; Apco International Inc, 577.00; Arc International, Inc, 5006.92; Atkinson, Don, 83.00; Badlands Automotive, 989.83; Beeson, Dennis R, 100.00; Behavior Management, 50474.00; BH Chemical Company Inc, 2100.60; Binder, Tracy Lynn, 127.50; Braunstein, Roger, 4583.33; Buck, Earl W, 100.00; Buffington, Shiloh, 99.99; Butler Machinery Company, 69.20; Capital Holdings LLC, 150.00; City Of New Underwood, 586.20; City Of Rapid City, 9333.33; Community Health Center, 21250.00; Contractors Supply, Inc, 60.00; D & F Truck And Auto, 214.90; Dakota Plains Legal Srvs, 16333.33; Dakota Typewriter Exchang, 141.20; DHD Construction Inc, 13.66; Eddie's Truck Sales Inc, 320.17; Edgewood Estates, LP, 233.00; Ellsworth Task Force, 15000.00; Evergreen Office Products, 22.48; Executive Mgmt Fin Office, 849.54; Fennell Design, Inc, 1429.14; Fisk Land Surveying &, 4387.50; Foley's Custom Print, 32.50; Fred Pryor Seminars, 199.00; Fuss, Larry D, 240.00;

Geske, Loren T, 100.00; Glissman, Dennis D, 100.00; Godfrey Brake Service, 2330.34; Golden West Technologies, 1395.00; Grabar Voice And Data Inc, 3697.00; Great Western Tire, Inc, 219.40; Gregory, Donald L, 100.00; Grimm's Pump Service Inc, 242.78; Guttierrez, Joe, 180.00; Hainesway Limited Partner, 240.00; Harveys Lock Shop, 85.20; Hill City Public Library, 6548.25; Hoback, Larry, 270.00; Honeywell, Inc, 89275.75; Horwath Laundry Equipment, 582.24; Howell, Jack K, 74.80; Humane Society Of The BH, 4166.67; Iowa Sex Crimes Analysis, 150.00; Jadari, Jennifer, 176.00; Jefferson Partner LP, 194.00; Jenner Equipment Co., 297.91; Johnson Machine Inc, 1133.87; Johnson's Carpet, 1110.00; Karl's Appliance, 471.96; Keystone City Hall, 2275.00; Kivi, Daniel, 25.60; Knecht Home Center Inc, 63.34; Knollwood Townhouse, 427.00; Knology, 678.79; Leo A Daly, 17961.56; Login, 1400.00; Macomber, Marjorie J, 100.00; Marco, Inc, 523.59; Matheson Tri-Gas, Inc, 129.00; McNight, Joyce N, 100.00; Mehrer, Michelle, 180.00; Menards, 120.70; Mercy Housing Sd2, Llc, 190.00; MG Oil Company, 1049.65; Mid-States Organized, 250.00; Midwest Motor Supply Co, 239.27; Mobil Satellite, 3010.00; Morphotrak, 12766.00; NACE, 275.00; NACO, 1857.00; NAED, 650.00; Neve's Uniforms Inc, 239.00; Newkirk's Ace Hrdwre-East, 18.98; Nohr, Linda J, 350.00; Otis Elevator Co, 4249.95; Pacific Hide & Fur Depot, 19.96; Peckosh, Thomas F, 145.00; Penn Co Juv Diversion, 28.36; Penn Co States Atty, 75.90; Penn Conservation Dist, 6787.50; Pennington County Housing, 380.00; Pioneer Enterprises, Inc, 1935.00; Rapid Leasing, 919.47; Rapid Transit System, 290.00; RC Area School Dist 51-4, 235.15; RC Chamber Of Commerce, 475.00; RC Journal, 651.16; RCS Construction Inc, 63969.58; RDO Equipment Co, 50.40; Ricoh Usa Inc, 170.00; Robert Sharp & Associates, 240.00; Ruff, Kathy, 83.00; Schnider, Patricia Jo, 270.00; SD Assoc Of Cnty Hwy Supt, 450.00; SD Dept Of Health, 100.00; SD Div Of Motor Vehicles, 28.00; SD Sheriff's Association, 3378.44; SD State's Attys Assoc, 2250.00; SDAAO, 55.00; SDACC, 14632.72; SDEMA, 60.00; Servall Uniform/Linen Co, 27.51; Simplexgrinnell, 19120.00; Sturdevant's Refinish, 133.18; Sturdevant's- Rapid City, 166.87; Terracon Consultants Inc, 1037.85; Tri-State Tire & Auto, 191.83; Trugreen - Chemlawn, 4621.08; Tyler Technologies, 32907.00; US Postal Service, 2250.00; Verizon Wireless, 158.36; Vermeer High Plains, 32.00; Wall Badlands Chamber, 50.00; Wall Community Library, 3875.00; Weed & Pest Conference, 170.00; Weisbeth Enterprise, Inc, 805.00; Wessel, Al Jr, MD, 1150.00; West Payment Center, 639.52; West River Intrntnl Inc, 149.79; West River Welding, 520.00; Western Communication Inc, 19855.00; Western Dakota Insrs Inc, 3522.00; Western Thrifty Inn LLC, 550.00; Whisler Bearing Co, 54.82; Woolridge, Gregory R, 270.00; Zacharias, Jerome C, 228.35; Zuercher Technologies LLC, 246100.83; Behavior Management, 400.00; BH Power, 39,562.79; Cetec Engineering, 9,091.13; City of Box Elder, 329.55; City of New Underwood, 330.00; City of Rapid City, 5,320.00; City of Rapid City-Water, 1,404.97; Conexis Benefit Admin, 838.02; First Administrators, 249,586.21; First Interstate Bank, 501.95; Golden West Co, 1,357.57; Knology, 1,451.88; Kieffer Sanitation, 2,241.79; Midcontinent Communications, 918.71; Mt Rushmore Telephone, 102.23; Orbitcom Inc, 45.86; Qwest Corp, 7,606.24; Rainbow Gas Co, 6,905.17; SD Risk Pool, 3,718.00; SD Dept of Revenue, 11,104.49; Wells Fargo Settlement, 26,100.23; West River Electric, 76.08; Verizon, 562.37; Wex Bank, 1,231.58.

ADJOURN

MOVED by Davis and seconded by Trautman to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting was adjourned at 12:18 p.m.

Julie A. Pearson, Auditor

January 15, 2013

Published once at a cost of ____.
Publish: January 30, 2013