

**PENNINGTON COUNTY
BOARD OF COMMISSIONERS' MINUTES
May 6, 2014**

The Pennington County Board of Commissioners held a meeting on Tuesday, May 6, 2014, in the Commissioners' Meeting Room in 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 Trautman 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 5-11 as presented. Vote: Unanimous.

Consent Agenda

5. Approve the minutes of the April 15, 2014, 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 \$2,079,829.02.
7. Set and approve the Civil Township Bonds for Treasurers and Clerks (Auditor).

<u>Township</u>	<u>Clerk Bond</u>	<u>Treasurer Bond</u>
Quinn #1	\$15,000	\$45,000
Wasta #2	\$5,000	\$35,000
Cedar Butte #4	\$5,000	\$40,000
Lake Hill #5	\$5,000	\$70,000
Lake Creek #6	\$5,000	\$30,000
Scenic #7	\$5,000	\$120,000
Lake Flat #8	\$50,000	\$50,000
Huron #10	\$100,000	\$100,000
Flat Butte #12	\$17,000	Same Person
Owanka #13	\$5,000	\$45,000
Ash #16	\$5,000	\$50,000
Castle Butte #18	\$50,000	\$50,000
Rainy Creek Cheyenne #19	\$5,000	\$50,000
Conata #20	\$35,000	Same Person
Fairview #22	\$5,000	\$17,000
Imlay #24	\$30,000	Same Person
Crooked Creek #25	\$50,000	\$50,000

Sunnyside #26	\$10,000	\$35,000
Shyne #27	\$25,000	Same Person

- Acknowledge the Order of Organization and Incorporation for the OLD DEERFIELD ROAD District effective for tax year 2014 and after and authorize the Chairperson's signature on the resolution.

**ORDER FOR ORGANIZATION AND INCORPORATION
OF THE OLD DEERFIELD ROAD DISTRICT
PENNINGTON COUNTY, SOUTH DAKOTA**

WHEREAS, all resident registered voters and property owners that are within the proposed district boundaries have agreed to and petitioned for the organization of the OLD DEERFIELD ROAD District;

AND WHEREAS, said petitions indicate the desire of all qualified voters and landowners within the proposed boundaries to organize the OLD DEERFIELD ROAD District;

NOW, THEREFORE, BE IT ORDERED, that the Pennington County Commission acknowledge and declare the OLD DEERFIELD ROAD District to be organized and established as a governmental subdivision of the State of South Dakota and a public body, corporate and political to be effective as of today's date with taxing authority for the 2014 pay 2015 tax year and after.

BE IT FURTHER ORDERED, that the OLD DEERFIELD ROAD District be described as follows: TRACT POLENZ; TRACT JOHNSON OF TRACT A-2 AND TRACT SCHRANK OF TRACT A-2; LOTS 26-36; TRACT C OF LOT 55; ISAMAN TRACT A AND ISAMAN TRACT B OF LOTS 55 & 56; LOTS 60 & 61 INCLUDING A 40' LANE ADJACENT LOTS 60 & 61 AND LESS PT OF TRACT POLENZ, ALL OF BURNS PLACER #697, BHM, Pennington County, SD.

/s/ Lyndell Petersen, Chairperson
Pennington County Commission

May 6, 2014

/s/ Julie Pearson, Auditor

- Order that an election be held at 7 p.m. on June 16, 2014, for the determination of the organization of the of the CLEAR CREEK #2 ROAD DISTRICT, and if the question for organization should pass, an election for the first Board of Trustees for the newly organized district will be held at a future date.

The legal description for the proposed district is TRACT 5; LOTS 1 & 2 OF TRACT 6 LESS ROW; TRACTS 7-15; PLOTS 1-8 OF TRACT 15, 19, & 20; TRACT 17, LOTS A, B, & C OF TRACT 21; LOTS A, B, & C OF TRACT 22; TRACTS 23-30 OF CLEAR CREEK TRACT, BHM, Pennington County, SD.

10. Approve the Joint Powers Agreement with the SD Department of Transportation for Weed Spraying in the right-of-way in Pennington County and authorize the Chairperson's signature thereto.
11. Approve the Joint Powers Agreement with the SD Department of Transportation for Weed Spraying in the DOT railroad right-of way from Rapid City to Interior, SD, and authorize the Chairperson's signature thereto.

End of Consent Agenda

PENNINGTON COUNTY CORRECTIONS WEEK MAY 4 THROUGH MAY 10, 2014.

Corrections staff from the Juvenile Services Center and Pennington County Jail were introduced and acknowledged for the work they do.

MAY 2014 – NATIONAL MILITARY APPRECIATION MONTH PROCLAMATION

MOVED by Davis and seconded by Trautman to proclaim May 2014 as National Military Appreciation Month in Pennington County and authorize the Chairperson's signature to the Proclamation. Vote: Unanimous.

LIEN RELEASE REQUEST – RS (Name withheld per SDCL 28-13-42)

MOVED by Holloway and seconded by Buskerud to deny the lien release request for RS for liens totaling \$48.16. Vote: Unanimous.

LIEN RELEASE REQUEST – KK (Name withheld per SDCL 28-13-42)

MOVED by Holloway and seconded by Davis to deny the lien release request for KK for liens totaling \$1,101.00, and further moved that the Auditor's Office work with him to set up a payment plan and bring the account back from collections. Vote: Unanimous.

ITEMS FROM AUDITOR

- A. Budget Supplement Hearing SP14-003 – John T. Vucurevich Budget: MOVED by Trautman and seconded by Buskerud to supplement the 2014 General Fund John T. Vucurevich budget in the amount of \$8012.61 from unassigned fund balance from prior year revenues. Vote: Unanimous.
- B. Transfer of Liquor License – The Gaslight: MOVED by Holloway and seconded by Trautman to transfer the Retail (on-sale) Liquor License with Sunday Sales from the Gaslight, Vengeance LLC, to The Gaslight, Big Guys LLC. Vote: Unanimous.
- C. New Package Malt Beverage & Farm Wine License – The Gaslight: MOVED by Trautman and seconded by Davis to approve the Package (off-sale) Malt Beverage and SD Farm Wine license. Vote: Unanimous.
- D. New Retail Wine License – Reptile Gardens: MOVED by Davis and seconded by Trautman to approve the Retail (on-off sale) Wine License with Sunday Sales for the Reptile Gardens. Vote: Unanimous.

FY2015 BUDGET

- A. Sheriff's Office – Jail Improvement Reserve Request: The Board agreed to make this request part of the overall budget discussion.

- B. IT Department Request: MOVED by Holloway and seconded by Trautman to approve the addition of \$20,000 to the General Fund Assigned IT Equipment Reserve. Vote: Unanimous.
- C. Additional Information Requests From BOC

ITEMS FROM BUILDINGS & GROUNDS

- A. Construction Project Update – Informational
- B. Administration Building Furniture, Fixtures & Equipment Update – Informational
- C. Administration Building Furnishing Bid Package – Bid Results & Award: MOVED by Trautman and seconded by Holloway to award a contract to Dakota Business Center, PO Box 2353, Rapid City, SD, to provide and install furnishing as described in procurement documents identified as Pennington County Administration Building, Bid Package: Furniture and Equipment for \$568,731.74. Vote: Unanimous. Bid documents are available at Building & Grounds.
- D. Administration Building IT Equipment – Authorizations
 - **Phone System**: MOVED by Trautman and seconded by Holloway to approve the signing of an agreement with Golden West Technologies, 2727 N. Plaza Drive, Rapid City, SD, for a new phone system in the amount of \$103,233.84. Vote: Unanimous.
 - **Data Storage, Network Switches, Servers and Equipment Racks**: MOVED by Trautman and seconded by Holloway to approve the signing of an agreement with Golden West Technologies for a data storage system, network switches, servers and equipment racks in the amount of \$286,598.16. Vote: Unanimous.
 - **Upgraded Backup Hardware, Server Switch, Cables and Supplies**: MOVED by Trautman and seconded by Holloway to approve the signing of an agreement with CDW Government Inc., 230 N. Milwaukee Ave, Vernon Hills, IL 60061, for a backup hardware device, server switch, cables and supplies in the amount of \$17,866.31 minus \$974.01 for supplies. Amended motion: MOVED by Trautman and seconded by Holloway to authorize the expenditure of \$17,866.31 to CDW Government Inc. for a backup hardware device, server switch, cables and supplies in the amount of \$17,866.31. Vote: Unanimous. Vote on the motion as amended: Unanimous.

ITEMS FROM EMERGENCY MANAGEMENT

Storm Atlas/FEMA Reimbursement: MOVED by Davis and seconded by Trautman to apply \$203,000 of the FEMA reimbursement for Storm Atlas to the Emergency Management Fund and the remaining \$37,305.35 to the Road & Bridge Fund and further moved to assign \$37,305.35 to establish a Drainage Reserve. The motion carried 4-1 with Holloway opposing.

ITEMS FROM EQUALIZATION

- A. Abatement Application – Keith M. Rave: MOVED by Buskerud and seconded by Holloway to approve the 2013 abatement/refund for Keith M. Rave in the amount of \$872.26. Vote: Unanimous.

ITEMS FROM HIGHWAY DEPARTMENT

- A. Forest Service Agreement #14-RO-11020300-019, Modifications #1 & #2: MOVED by Buskerud and seconded by Davis that pursuant to the recommendation of the Highway Superintendent, approve Modifications #1 and #2 to Cooperative Road Agreement #14-

RO-11020300-019 with the Black Hills National Forest and authorize the Chairperson's signature thereto. Vote: Unanimous.

- B. Authorization to Bid for Bridge Repairs: MOVED by Davis and seconded by Trautman to authorize the Highway Department to advertise for bids for Bridge Repairs on Str. 52-206-308 on Mystic Road, Str. 52-314-432 on Old Hill City Road, and Str. 52-341-445 on Playhouse Road. Vote: Unanimous.
- C. Introduction of New Superintendent: Thomas Wilsey started May 1, 2014, and will take over as Highway Superintendent on July 1, 2014.

ITEMS FROM WEED & PEST

- A. 2013-2014 Mountain Pine Beetle Update – Informational
- B. USFS Stewardship Agreement: MOVED by Davis and seconded by Trautman to support the concept of the USFS Stewardship Program and authorize the Weed & Pest Director to proceed. Vote: Unanimous.

Commissioner Buskerud left the meeting.

NOMINATION OF HIENE JUNGE TO SD TRANSPORTATION HALL OF HONOR

MOVED by Davis and seconded by Trautman to nominate Hiene Junge for induction into the South Dakota Transportation Hall of Honor. Vote: Unanimous.

Request Approval of Additional Approach – Becki Groven: MOVED by Holloway and seconded by Davis to approve a variance to Ordinance 14 and allow an additional approach off Old Hill City Road for Jarod & Becki Groven, Parcel ID 70-063-270-06. Vote: Unanimous.

Commissioner Buskerud returned to the meeting.

Request for Waiver of Administrative Fees – Rick Huling: MOVED by Holloway and seconded by Buskerud to deny the request to waive administrative fees for Rick Huling. The motion carried 4-1 with Petersen opposing.

Onsite Wastewater Treatment Systems – Concerns Arising with Septic Pumping Services – Commissioner Davis

MOVED by Trautman and seconded by Davis to take a brief recess. Vote: Unanimous.

ITEMS FROM PLANNING & ZONING

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

- A. VARIANCE / VA 14-07: Verizon Wireless; John Rowe – Agent. Joseph Theberge – Owner. To reduce the minimum required setback from 1.1 times the height of the communications tower (190 feet) in a General Agriculture District in accordance with Sections 205 and 316 of the Pennington County Zoning Ordinance.

That Part of Lot A in SW1/4SW1/4 lying south of Highway 44, Section 12, T1N, R6E, BHM, Pennington County South Dakota.

MOVED by Trautman and seconded by Davis to continue Variance / VA 14-07 to the May 20, 2014, Board of Commissioners' meeting, per the applicant's request. Vote: Unanimous.

- B. VARIANCE / VA 14-09: Richard Huling. To reduce the minimum required front yard setback along the north property line from 25 feet to 20 feet in a General Agriculture District and to allow a manufactured home to be located within the 65-70 Noise Zone of the Ellsworth Air Force Installation Compatible Use Area (AICUZ) in accordance with Sections 205, 315 and 509 of the Pennington County Zoning Ordinance.

Lot C, Yates Subdivision, Section 14, T2N, R8E, BHM, Pennington County, South Dakota.

MOVED by Davis and seconded by Buskerud to continue Variance VA /14-09 to the May 20, 2014, meeting so Planning & Zoning can contact the Ellsworth Authority regarding the variance request. The motion carried 4-1 with Petersen opposing.

- C. VARIANCE / VA 14-10: Jeff Miller. To reduce the minimum required rear yard setback from 25 feet to 6 feet to construct a 30 foot by 30 foot pole barn in a Low Density Residential District in accordance with Sections 207 and 509 of the Pennington County Zoning Ordinance.

Tract 1 of Annie Lode MS 1721, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Davis and seconded by Petersen to approve Variance VA / 14-10 with one (1) condition. Vote: Unanimous.

1. That this Variance only applies for the portion of the rear-yard setback requirements that will be encroached upon by construction of the detached garage. All other structures must maintain the proper setback requirements or obtain separate Variance(s) for that structure.

- D. VARIANCE / VA 14-11: Unique Signs, Inc.; Founding Fathers, LLC – Owner. To reduce the minimum required side yard setback from 10 feet to 3 feet to allow for an on-premise sign in a Highway Service District in accordance with Sections 210, 312, and 509 of the Pennington County Zoning Ordinance.

Lot A of the SW1/4SW1/4, Section 3, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Davis and seconded by Trautman to approve Setback Variance VA / 14-11 with two (2) conditions. Vote: Unanimous.

1. That the sign not be placed within the liner of the existing on-site wastewater treatment system (evapotranspiration bed) and maintains as much distance as possible from the footprint of the evapotranspiration bed; and,
2. That this Setback Variance only applies for the proposed on-premise sign to be located three (3) feet from the side property line. All other setback requirements must be maintained.

- E. VARIANCE / VA 14-12: John Boland. To reduce the minimum required lot size from 40 acres to 3.384 acres in a General Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

Metes and bounds description: Commencing from the Point of Beginning and southwest corner of Government Lot 11 in Section 31, T1S, R6E, BHM, Pennington County, South Dakota, thence N 71°12'35"E a distance of 820.38', thence S 52°16'55"E a distance of 419.54', thence S 89°36'29"W a distance of 1108.55' to the Point of Beginning. Said Parcel containing 3.384 acres more or less.

MOVED by Buskerud and seconded by Petersen to approve Variance VA / 14-12 with one (1) condition. Vote: Unanimous.

1. That once the road is named, the address be posted in accordance with Ordinance #20.

- F. VARIANCE / VA 14-13: Alan and Judith Binfet. To reduce the minimum required front yard setback from 25 feet to 8 feet and 1 inch for a proposed addition to the house in a Suburban Residential District in accordance with Sections 208 and 509 of the Pennington County Zoning Ordinance.

Lot 3 of Lot B of SE1/4SE1/4, Section 4, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Holloway and seconded by Trautman to approve Variance VA / 14-13 with one (1) condition. Vote: Unanimous.

1. That this Variance only applies for the portion of the side-yard setback requirement that is being encroached upon by the proposed addition. All other structures must maintain the proper setback requirements or obtain approval of a separate Variance.

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

Planning & Zoning Consent Agenda

The following item(s) 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.

MOVED by Davis and seconded by Trautman to approve Planning & Zoning Consent Agenda Items G-K as presented. Vote: Unanimous.

- G. PLANNED UNIT DEVELOPMENT REVIEW / PU 09-02: Salvation Army. To review the Salvation Army Camp Planned Unit Development in accordance with Sections 213 and 508 of the Pennington County Zoning Ordinance.

Lot B of Lot 1 of Lot C of Lot 8 of Lot E; Lot 2 of Lot C of Lot 8 of Lot E; and the unplatted portion of Lot C of Lot 8 of Lot E, Big Bend Placer MS 1442, Section 8, T1N, R6E, BHM, Pennington County, South Dakota.

Approve the extension of Planned Unit Development / PU 09-02 with the following nineteen (19) conditions:

1. That the setbacks from property lines be 25 feet from all property lines and 58 feet from Section Lines;
2. That the Planning Director may allow additional development or construction, which is consistent with the existing development on this property. Significant changes in the use or impacts on adjacent land, uses as determined by the Planning Director, shall require an amendment to this Planned Unit Development;
3. That a minimum of one 36-unit first aid kit be provided and accessible to the public at all times;
4. That the internal driveway be a minimum of a 24-foot-wide driving surface and maintained in a dust free manner;
5. That the uses for this Planned Unit Development shall be limited to the existing uses already on the property, which include a bunkhouse with a capacity of 15 people, picnic shelter, two (2) restrooms (male and female) with showers and toilets, church shelter, fire pit with seating, officer's residence, two (2) wells and drainfields, and the expansion to include a pastor's prayer retreat cabin, meeting/dining/safety hall, six (6) deck platforms, five (5) cabins, and five (5) RV sites;
6. That approval of a Floodplain Development Permit be obtained prior to any work done within the boundaries of the 100-year floodplain;
7. That the any new wastewater disposal system be designed by an engineer and that all the supporting percolation tests and soil profile information be stamped by the engineer and obtain approval from the South Dakota Department of Environment and Natural Resources;
8. That the applicant ensures the rustic character of the property is maintained;
9. That no open fire shall be permitted, unless approved by the State Wild Land Fire Suppression or Johnson Siding Fire Chief;
10. That barbecue pits, fireplaces and incinerators shall be located, constructed, maintained and used as to minimize fire hazard and smoke nuisance, both on and off the property. The Fire Chief shall approve the facilities before the use is permitted;
11. That any parking areas be maintained in a dust free manner;
12. That each sleeping room have a smoke/heat detector;
13. That a portable fire extinguisher with a minimum 2 A-BC rating shall be placed in each structure and shall be inspected and tagged annually;

14. That each floor where occupants are sleeping shall have two means of escape;
15. That the applicant works with the Pennington County Fire Coordinator in regards to evacuation, mitigation; building construction, water supplies, safety drills, emergency alerting systems and other safety issues;
16. That the camp be limited to a maximum of 100 overnight total campers at one time;
17. That the new cabins be limited to one story;
18. That all structures be 45 feet from the west ridgeline; and,
19. That the Planned Unit Development be reviewed in three (3) years or upon a complaint basis.

H. LAYOUT PLAT / PL 14-06: William and Nancy Ewing; Davis Engineering – Agent. To create Lots A and B of Ewing Addition in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot G, including the Former Railroad Right-of-Way Within Said Lot G, in the SW1/4SE1/4, Section 31, T2N, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot A and Lot B of Ewing Addition, Section 31, T2N, R6E, BHM, Pennington County, South Dakota.

Approve Layout Plat / PL 14-06 with the following twelve (12) conditions:

1. That a non-access easement be dedicated on the plat along the entire frontage of W. Highway 44 and the north/south portion of Forest Road, in accordance with the Department of Transportation's comments and submitted drawing;
2. That a percolation test results be provided and a soil profile hole inspection be conducted by the Environmental Planner for both proposed Lots A and B prior to submittal of the Minor Plat;
3. That a 150-foot setback be designated on the plat from the high water line of Rapid Creek for any on-site wastewater system;
4. That proposed Lots A and B be rezoned to Suburban Residential District and the Comprehensive Plan be amended to change the designated Future Land Use from Low Density Residential to Suburban Residential District prior to recording the plat at the Register of Deeds, or else a Lot Size Variance be obtained to allow the proposed lot sizes in a Low Density Residential District;
5. That an Approach Permit be obtained from the County Highway Department for the proposed location of the shared approach onto Forest Road prior to submittal of the Minor Plat;
6. That the plat be drawn in accordance with the requirements of Section 400.3 of the Subdivision Regulations, including the proper certifications (for all owners) and the scale of the plat to be no greater than one (1) inch equals 100 feet, or else approval of a Subdivision Regulations Variance be obtained;
7. That the plat dedicate all necessary easements, including eight (8) foot utility and minor drainage easements along the interior of all lot lines and a major drainage easement for the location of any existing watercourse, drainage way, channel or stream which

- traverses the property, or else approval of a Subdivision Regulations Variance be obtained;
8. That the boundary of the 100-year floodplain be drawn on the final version of the plat as designated by FEMA, unless the floodplain boundaries are otherwise revised with approval of a LOMR from FEMA or a Floodplain Development Permit;
 9. That Forest Road be improved and additional right-of-way be dedicated in accordance with the Local/Collector Road Standards for a Suburban Residential District designated in the Subdivision Regulations, including a 66-foot-wide right-of-way with a 24-foot-wide paved driving surface, with curbs and gutters, or else approval of a Subdivision Regulations Variance be obtained;
 10. That the private access easement being dedicated on the plat across Lot A to Lot B be improved and additional easement width be dedicated in accordance with Local/Collector Road Standards for a Suburban Residential District designated in the Subdivision Regulations, including a 66-foot-wide right-of-way with a 24-foot-wide paved driving surface, with curbs and gutters, or else approval of a Subdivision Regulations Variance be obtained;
 11. That engineered road construction plans be submitted for all required road improvements, or else approval of a Subdivision Regulations Variance be obtained; and,
 12. That approval of this Layout Plat does not constitute approval of any further applications submitted for the above-described property.
- I. FIRST READING AND PUBLIC HEARING OF REZONE / RZ 14-01: William and Nancy Ewing; Davis Engineering – Agent. To rezone 2.49 acres from Low Density Residential District to Suburban Residential District in accordance with Section 508 of the Pennington County Zoning Ordinance.

Lot G, including the Former Railroad Right-of-Way Within Said Lot G, in the SW1/4SE1/4, Section 31, T2N, R6E, BHM, Pennington County, South Dakota.

Continue Rezone / RZ 14-01 to the June 6, 2014, Board of Commissioners' meeting.

- J. FIRST READING AND PUBLIC HEARING OF ORDINANCE AMENDMENT / OA 14-01: Venard, LLC. To amend the Vacation Home Rental Ordinance to change the maximum number of bedrooms allowed to be seven.

Continue Ordinance Amendment / OA 14-01 to the May 20, 2014, Board of Commissioners' meeting.

- K. THE SPRING CREEK WATERSHED MANAGEMENT AND PROJECT IMPLEMENTATION PLAN – THE FIRST AMENDMENT OF PARTICIPANT AGREEMENT SPC2012PC77

Approve the Chairperson's signature on the First Amendment of Spring Creek Watershed Management and Project Implementation Plan – Segment 2, Cost Share Funding Project Participant Agreement SPC2012PC77, to extend the completion date.

End of Consent Agenda

Regular Planning & Zoning Items

- L. CORRECTION OF RELOCATION OF SECTION LINE / RS 14-01: Tim and Penny Millburn; Marv Matkins – Agent. To amend public access and utility easement Section Line in Sections 15 and 22 of T1N, R5E, BHM, Pennington County.

Lot 1, Custer Trails Subdivision No. 1, Sections 15 and 22, T1N, R5E, BHM, Pennington County.

MOVED by Trautman and seconded by Buskerud to accept the redrawn Section Line Relocation document showing it to be relocated to the ROW of Taylor Ranch Road. Vote: Unanimous.

- M. ADMINISTRATIVE BUILDING PERMIT REVIEW: Travis and Amanda Frink; Custom Environments – Agent. MOVED by Buskerud and seconded by Davis to grant administrative review approval of Building Permit #14-0162 to build a single family dwelling. Vote: Unanimous.

- N. DISCUSSION OF VACATION HOME RENTALS PER THE PLANNING COMMISSION MOTION ON APRIL 14, 2014. MOVED by Davis and seconded by Buskerud to authorize the Planning Department to prepare and advertise amendments to Section 319-C-5 of the Vacation Home Rental Ordinance to state that the Conditional Use Permit shall be revoked upon sale or transfer of ownership of the property only in Suburban Residential Zoning districts and to prepare additional language that all Vacation Home Rental CUPs be reviewed upon sale or transfer to ensure new licenses are submitted and letters sent to all neighbors to notify them of the new local contact. 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 Buskerud to convene in executive session. Vote: Unanimous. The Board remained in executive session from 12:40 p.m. until 1:10 p.m. MOVED by Davis and seconded by Buskerud to adjourn from executive session. Vote: Unanimous.

The Spring Creek Watershed Management And Project Implementation Plan – RESPEC Contract: MOVED by Buskerud and seconded by Trautman to authorize the Chairperson's signature on the agreement or contract with RESPEC to accomplish Task #4, Completing Water Quality Monitoring, in the amount of \$10,681. The motion carried 4-1 with Davis opposing.

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 April 21, 2014:

Total balances of checking/savings accounts, \$43,413,277.10; Total balance of Treasurer's Office safe cash, \$10,000; Total certificates of deposit, \$2,563,798.52; Total Prime Value Investment, \$9,093,213.07; Total petty cash, \$11,455.00; Total Cash Items: \$0.00; Total **long**/short, (\$274.47); Total, \$55,091,469.22. Submitted by Lori Wessel, Deputy Auditor.

PAYROLL

Commissioners, 13,680.73; Human Resources, 4,894.84; Elections, 13,430.21; Auditor - liens, 4,197.61; Auditor, 20,542.37; Treasurer, 55,613.97; Data Processing - General, 71,369.11; State's Attorney, 157,659.89; Public Defender, 111,352.05; Juvenile Diversion, 12,848.45; Victim's Assistance, 5,555.23; Buildings & Grounds, 102,445.37; Equalization, 72,391.92; Register of Deeds, 26,972.56; Sheriff, 371,872.65; Service Station, 8,593.71; HIDTA Grant, 11,511.60; Jail, 525,388.99; Jail Work Program, 6,143.63; Coroner, 455.60; Hill City Law, 12,886.23; Keystone Law, 5,508.20; New Underwood – Law, 4,473.72; School Liaison, 17,040.25; Wall Law, 13,036.16; Home Detention, 8,811.60; CCADP, 148,178.45; Adams House, 69,092.04; Economic Assistance, 57,546.49; Mental & Alcohol-SAO, 8,299.91; Mental & Alcohol-HHS, 3,835.79; Extension, 3,371.31; Weed & Pest, 9,154.37; Planning and Zoning, 22,896.06; Water Protection, 6,243.64; Ordinance, 3,743.93; Juvenile Services Center, 184,538.25; Highway, 190,612.04; Drug Seizure, 2,045.11; Fire Administration, 7,089.35; Dispatch, 182,863.78; Emergency Management, 5,933.52; 24-7 Program, 22,053.91; PCCCC Building Projects, 3,827.15.

VOUCHERS

ATT, 15.81; Avera Health Plans, 123.72; BH Power Inc, 45,170.62; BH Power Inc, 86.80; BH Power Inc, 650.82; BH Power Inc, 1,953.59; BH Power Inc, 516.23; BH Power Inc, 39.09; CBM Food Service, 4,535.04; CBM Food Service, 1,634.85; CBM Food Service, 5,613.09; Century Link, 7,630.81; Century Link, 119.43; Century Link, 3.58; City of Rapid City Water, 1,043.52; City of Rapid City Water, 928.02; City Of Rapid City Water, 12,657.76; First Administrators Inc, 313.65; First Administrators Inc, 2,185.15; First Interstate Bank, 1,535.04; First Interstate Bank, 776.33; Golden West Companies, 29.98; Golden West Companies, 132.67; Golden West Technologies, 40.40; Kieffer Sanitationa Waste Management Co, 441.58; Midcontinent Communications, 978.54; Montana Dakota Utilities, 185.57; Montana Dakota Utilities, 7,837.03; Montana Dakota Utilities, 6,149.47; NGS American Inc, 1,253.04; Orbitcom Inc, 47.93; Pioneer Bank Trust, 7,471.47; Rainbow Gas Company, 6,502.55; Reliance Telephone Inc, 4.11; RR Waste Solutions, 58.64; The Hartford, 2,319.09; US Bank Na, 1,938,395.64; Verizon Wireless, 91.41; Verizon Wireless, 288.03; Verizon Wireless, 385.67; Verizon Wireless, 4,512.75; Verizon Wireless, 107.14; Verizon Wireless, 423.87; Verizon Wireless, 67.51; Verizon Wireless, 415.00; Verizon Wireless, 76.20; Verizon Wireless, 156.33; West River Electric, 281.10; Wex Bank, 8,914.42; Wimactel Inc, 60.00; WOW Internet Cable And Phone, 250.00; WOW Internet Cable And Phone, 112.80; WOW Internet Cable And Phone, 4,173.00; WOW Internet Cable And Phone, 133.13.

PERSONNEL

Health & Human Services: Effective 5/30/2014 – K. Miller, \$4,659.00; Effective 5/19/2014 – E. Becker, \$3,931.00.

Highway Department: Effective 5/1/2014 – Thomas Wilsey at \$6,216.00; Effective 5/1/2014 - W. Huggins and B. Salyers at \$11.72/hr.

Information Technology: Effective 5/1/2014 – L. Stowers at \$18.65/hr.

May 6, 2014

Public Defender: Effective 4/30/2014 – J. Two Eagle at \$11.72/hr.

State's Attorney: Effective 5/20/2014 – J. Harvey at \$14.98/hr.

Treasurer: Effective 4/28/2014 – Amber Brant at \$11.72/hr.

ADJOURN

MOVED by Buskerud and seconded by Davis to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting was adjourned at 1:17 p.m.

Julie A. Pearson, Auditor

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