

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of August 21, 2018

The Pennington County Board of Commissioners met at 9:03 a.m. on Tuesday, August 21, 2018, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Lloyd LaCroix called the meeting to order with the following Commissioners present: Ron Buskerud, Mark DiSanto and Deb Hadcock.

REVIEW AND APPROVE AGENDA

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

CONSENT ITEMS

MOVED by DiSanto and seconded by Buskerud to approve the Consent Agenda as presented with the removal of item 8. Vote: Unanimous.

5. Minutes of the regular meeting – August 7, 2018.
6. To schedule a hearing at 9:15 a.m. on Tuesday, September 4, 2018, to supplement the 2018 Accumulated Building Operating Transfer Out budget, in the amount of 4,500,000.00 and authorize an operating transfer of that same amount from the Accumulated Building fund to the Capital Projects Funds.
7. Authorize the purchase of road salt from Nebraska Salt & Grain per State Contract #17231.
8. Removed for separate consideration.

Removed for Separate Consideration

8. Recognize and thank the volunteers for the month of July 2018: MOVED by Buskerud and seconded by DiSanto to recognize and thank the volunteers for the month of July 2018. Vote: Unanimous.

End of Consent Agenda

EXECUTIVE SESSION – SDCL 1-25-2

A. Pending Litigations SDCL 1-25-2(3)

MOVED by Hadcock and seconded by Buskerud to go into Executive session for the purpose of pending litigation per SDCL 1-25-2(3). Vote: Unanimous.

Ferebee joined the meeting while in Executive Session.

MOVED by Hadcock and seconded by DiSanto to come out of Executive session. Vote: Unanimous.

2017 FINANCIAL AND COMPLIANCE AUDIT EXIT REPORT – STATE OF SOUTH DAKOTA, DEPARTMENT OF LEGISLATIVE AUDIT – ALLEN SCHAEFER: MOVED

by Hadcock and seconded by DiSanto to authorize the Chair's signature on the audit letter for the Department of Legislative Audit. Vote: Unanimous.

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ITEMS FROM HEALTH AND HUMAN SERVICES

A. BOARD APPROVAL TO SUBMIT A PROPOSAL TO THE LEONA M. AND HARRY B. HELMSLEY CHARITABLE TRUST: MOVED by Buskerud and seconded by Hadcock to approve to submit a proposal to the Leona M. and Harry B. Helmsley Charitable Trust. Vote: The motion carried 3-2 on a roll call vote: Buskerud – yes, DiSanto – no, Ferebee – no, Hadcock – yes, LaCroix – yes.

ITEMS FROM HIGHWAY DEPARTMENT

A. RESOLUTION TO DELETE STR. NO. 52-994-123 FROM NATIONAL BRIDGE INVENTORY SYSTEM: MOVED by Buskerud and seconded by DiSanto to adopt the resolution to delete Str. No. 52-994-123 from the National Bridge Inventory System (NBIS) and authorize the Chairman to sign said resolution. Vote: Unanimous.

ITEMS FROM HUMAN RESOURCES

A. PENNINGTON COUNTY EMPLOYEE HANDBOOK UPDATES: MOVED by Hadcock and seconded by LaCroix to approve the updated Pennington County Employee Handbook as presented.
Substitute motion: MOVED by Ferebee and seconded by Buskerud to continue this item until the September 4, 2018 Commission meeting. Vote: Unanimous.

ITEMS FROM THE HEALTH CARE TRUST BOARD

A. PENNINGTON COUNTY EMPLOYEE HEALTHCARE TRUST BYLAWS: MOVED by DiSanto and seconded by Hadcock to approve the updated Pennington County Employee Health Care Trust Bylaws as presented. Vote: Unanimous.

MOVED by Buskerud and seconded by Hadcock to take a five minutes recess. Vote: Unanimous.

The Board reconvened at 11:03 a.m.

11:00 A.M. OPENING OF SEALED BIDS FOR THE PENNINGTON COUNTY JAIL

EXPANSION AND REMODEL PROJECT: Bids were received from (1) Dean Kurtz Construction, (2) RCS Construction Inc., and (3) Scull Construction Services as tabulated below.

BID TABULATION

	(1) Dean Kurtz Construction	(2) RCS Construction Inc.	(3) Scull Construction Services.
Bid Bond	BB	BB	BB
List of Subs/Suppliers	X #1	X #1	X #1
Addendum #1	X	X	X
Addendum #2	X	X	X
Base Bid	\$7,032,000	\$7,440,000	\$6,998,000
Alternate #1 – Eliminate Phase 4	(\$326,000)	(\$246,000)	(\$255,000)

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Alternate #2 – Build Out of Rooms	(\$109,000)	(\$197,000)	(\$182,000)
Alternate #3 – Eliminate water-softening	(\$61,000)	(\$58,000)	(\$56,000)
Alternate #4 – Eliminate Phase 1	(\$562,000)	#2 (\$2,560,000)	(\$437,000)

#1 From Bid Form: "Bidder agrees to furnish complete list of Subcontractors within two (2) days after notification that they are low bidder and that they will not subcontract any work, except as noted in list or as permitted by Change Order." Contractor agrees to these terms when signing bid form.

#2 Contractor has reported a math error associated with this Alternate Number.

Bid documents are on file at Pennington County Buildings & Grounds.

ITEMS FROM PLANNING & ZONING

BOARD OF ADJUSTMENT: MOVED by DiSanto and seconded by Buskerud to convene as the Board of Adjustment. Vote: Unanimous.

A. VARIANCE / VA 18-05: Andrew Foley. To reduce the minimum required lot size from 40 acres to 31.82 acres in a General Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

That PT of SE1/4 lying N of RR Right-of-Way, Section 30, T2N, R10E, BHM, Pennington County, South Dakota.

MOVED by DiSanto and seconded by Buskerud to continue Variance / VA 18-05 to the September 18, 2018, Board of Commissioner’s meeting, in order to allow the request to be re-advertised with the proper acreage. Vote: Unanimous.

B. VARIANCE / VA 18-07: Mae Heikkinen. To reduce the minimum required side yard setback from 8 feet to a zero (0) foot setback on the southern property line in order to replace a deck on the subject property in a Suburban Residential District in accordance with Sections 208 and 509 of the Pennington County Zoning Ordinance.

Lot 8A of Lot 8, Meadow Ridge Subdivision, Section 2, T1N, R8E, BHM, Pennington County, South Dakota

MOVED by Hadcock and seconded by DiSanto to approve Variance / VA 18-07, with the following two (2) conditions. Vote: Unanimous.

1. That this Variance applies only for the proposed lattice covered deck and gutter system. All other structures must maintain the proper setbacks or obtain separate Variance(s);
2. That the applicant signs a Statement of Understanding (SOU) within ten (10) business days of approval of Variance / VA 18-07. The SOU is available at the Planning Office.

C. VARIANCE / VA 18-08: Crystal Soma. To reduce the minimum required side yard setback from 25 feet to a zero (0) foot setback and to reduce the minimum required front yard setback

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from 25 feet to 8 feet in order to construct a garage and an addition to the single-family residence in a Low Density Residential District in accordance with Sections 207 and 509 of the Pennington County Zoning Ordinance.

Lot C of NW1/4NE1/4 and 1/2 Vacated Road Adjacent to Said Lot, Section 16, T1N, R6E, BHM, Pennington County, South Dakota.

MOVED by Ferebee and seconded by DiSanto to continue this item indefinitely.

Substitute motion: MOVED by DiSanto and seconded by Hadcock to postpone this item until the September 18, 2018 meeting. Vote: Unanimous.

- D. VARIANCE / VA 18-09: Michael Fessler. To reduce the minimum required Section Line setback from 58 feet to 17 feet in a Low Density Residential District in accordance with Sections 207 and 509 of the Pennington County Zoning Ordinance.

W1/2S1/2S1/2SE1/4SW1/4, Section 15, T2N, R6E, BHM, Pennington County, South Dakota.

MOVED by Hadcock to approve Variance / VA 18-09, with the following three (3) conditions. The motion died for the lack of a second.

MOVED by DiSanto and seconded by Ferebee to deny Variance / VA18-09.

Substitute motion: MOVED by Hadcock and seconded by DiSanto to continue this item until after the vacation of the section line has been completed. Vote: Unanimous

- E. VARIANCE / VA 18-10: Misty Fuller / Jeffery Reed. To reduce the minimum required lot size from 10 acres to 4.742 acres and 4.728 acres in a Limited Agriculture District in accordance with Sections 206 and 509 of the Pennington County Zoning Ordinance.

Lot 3, Snyder Subdivision, Section 29, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by DiSanto to continue this item until the September 4, 2018 Commission meeting. Vote: Unanimous.

MOVED by DiSanto and seconded by Hadcock to reconsider Item E. Vote: Unanimous with Hadcock not present.

MOVED by Hadcock and seconded by DiSanto to continue item E until the September 4, 2018 Commission meeting. Vote: Unanimous.

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

PLANNING & ZONING CONSENT AGENDA ITEMS

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 DiSanto and seconded by Buskerud to approve the Planning and Zoning consent agenda as presented. Vote: Unanimous with Ferebee absent. Ferebee rejoined at 12:29 p.m.

F. SECOND READING OF REZONE / RZ 18-03 AND COMPREHENSIVE PLAN AMENDMENT / CA 18-03: Robert Raue; Renner Associates – Agent. To rezone 5.00 acres from General Agriculture District to Low Density Residential District and to amend the Pennington County Comprehensive Plan to change the Future Land Use from Limited Agriculture District to Low Density Residential District in accordance with Sections 205, 207, and 508 of the Pennington County Zoning Ordinance.

Commencing at the northwesterly corner of the S416 feet of the E380 feet of the SW1/4 of SE1/4 of SE1/4, Section 36, T1N, R9E, BHM and the point of beginning; Thence, first course: westerly, parallel to the Section Line common to Sections 36, T1N, R9E, BHM, and Section 6, T1S, R10E, BHM, a distance of 568.67 feet±; Thence, second course: southerly, perpendicular to said section line a distance of 383.00 feet ±, to a point on the northerly edge of section line right-of-way; Thence, third course: easterly, along the northerly edge of said section line right-of-way, a distance of 568.67 feet±, to a point on the west boundary of said E380 feet of the SW1/4 of SE1/4 of SE1/4; Thence, fourth course: northerly, along the westerly boundary of said E380 feet of the SW1/4 of SE1/4 of SE1/4, a distance of 383.00 feet±, to the said point of beginning. Said Parcel contains 5.00 acres more or less.

Approve of Rezone / RZ 18-03 and Comprehensive Plan Amendment / CA 18-03.

ORDINANCE NO. RZ 18-03 & CA 18-03

AN ORDINANCE AMENDING SECTION 508 OF THE PENNINGTON COUNTY ZONING ORDINANCE, REZONING THE WITHIN DESCRIBED PROPERTY AND AMENDING THE COMPREHENSIVE PLAN:

BE IT HEREBY ORDAINED BY THE PENNINGTON COUNTY COMMISSION THAT THE PENNINGTON COUNTY ZONING ORDINANCE AND COMPREHENSIVE PLAN BE AND HEREBY ARE AMENDED BY AMENDING THE ZONING OF THE FOLLOWING DESCRIBED PROPERTY:

Commencing at the northwesterly corner of the S416 feet of the E380 feet of the SW1/4 of SE1/4 of SE1/4, Section 36, T1N, R9E, BHM and the point of beginning; Thence, first course: westerly, parallel to the Section Line common to Sections 36, T1N, R9E, BHM, and Section 6, T1S, R10E, BHM, a distance of 568.67 feet±; Thence, second course: southerly, perpendicular to said section

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line a distance of 383.00 feet ±, to a point on the northerly edge of section line right-of-way; Thence, third course: easterly, along the northerly edge of said section line right-of-way, a distance of 568.67 feet±, to a point on the west boundary of said E380 feet of the SW1/4 of SE1/4 of SE1/4; Thence, fourth course: northerly, along the westerly boundary of said E380 feet of the SW1/4 of SE1/4 of SE1/4, a distance of 383.00 feet±, to the said point of beginning. Said Parcel contains 5.00 acres more or less.

The above-described property is hereby rezoned from General Agriculture District to Low Density Residential District and the Comprehensive Plan is amended to change the Future Land Use from Limited Agriculture District to Low Density Residential District.

Dated this 21st day of August, 2018.

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Lloyd LaCroix, Chairperson

ATTEST:

Pennington County Auditor / Deputy

G. SECOND READING OF REZONE / RZ 18-05: Alan or Rosemary Johnson. To rezone 1.04 acres from General Agriculture District to Suburban Residential District in accordance with Sections 205, 208, and 508 of the Pennington County Zoning Ordinance.

Lot A of NE1/4NW/14 and Lot B of NE1/4NW1/4 in Section 14, T1N, R8E, BHM, Pennington County, South Dakota.

Approve of Rezone / RZ 18-05.

ORDINANCE NO. RZ 18-05

AN ORDINANCE AMENDING SECTION 508 OF THE PENNINGTON COUNTY ZONING ORDINANCE, REZONING THE WITHIN DESCRIBED PROPERTY AND AMENDING THE COMPREHENSIVE PLAN:

BE IT HEREBY ORDAINED BY THE PENNINGTON COUNTY COMMISSION THAT THE PENNINGTON COUNTY ZONING ORDINANCE BE AND HEREBY IS AMENDED BY AMENDING THE ZONING OF THE FOLLOWING DESCRIBED PROPERTY:

Lot A of NE1/4NW/14 and Lot B of NE1/4NW1/4 in Section 14, T1N, R8E, BHM, Pennington County, South Dakota.

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The above-described property is hereby rezoned from General Agriculture District to Suburban Residential District.

Dated this 21st day of August, 2018.

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Lloyd LaCroix, Chairperson

ATTEST:

Pennington County Auditor / Deputy

H. SECOND READING OF REZONE / RZ 18-04 AND COMPREHENSIVE PLAN AMENDMENT / CA 18-04: Gary Baldwin; Fisk Land Surveying – Agent. To rezone 5.00 acres from Limited Agriculture District to Suburban Residential District and to amend the Pennington County Comprehensive Plan to change the Future Land Use from Limited Agriculture District to Suburban Residential District in accordance with Sections 206, 208, and 508 of the Pennington County Zoning Ordinance.

Tract 2, Berger Subdivision, Section 14, T2N, R8E, BHM, Pennington County, South Dakota.

Approve of Rezone / RZ 18-04 and Comprehensive Plan Amendment / CA 18-04.

ORDINANCE NO. RZ 18-04 & CA 18-04

AN ORDINANCE AMENDING SECTION 508 OF THE PENNINGTON COUNTY ZONING ORDINANCE, REZONING THE WITHIN DESCRIBED PROPERTY AND AMENDING THE COMPREHENSIVE PLAN:

BE IT HEREBY ORDAINED BY THE PENNINGTON COUNTY COMMISSION THAT THE PENNINGTON COUNTY ZONING ORDINANCE AND COMPREHENSIVE PLAN BE AND HEREBY ARE AMENDED BY AMENDING THE ZONING OF THE FOLLOWING DESCRIBED PROPERTY:

Tract 2, Berger Subdivision, Section 14, T2N, R8E, BHM, Pennington County, South Dakota.

The above-described property is hereby rezoned from Limited Agriculture District to Suburban Residential District and the Comprehensive Plan is amended to change the Future Land Use from Limited Agriculture District to Suburban Residential District.

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PENNINGTON COUNTY COMMISSION

Lloyd LaCroix, Chairperson

ATTEST:

Pennington County Auditor / Deputy

- I. LAYOUT PLAT / PL 17-38: Dorothy Johnson Estate; Great Western Bank - Personal Representative for Dorothy Johnson Estate. To create Lots A, B, C, and D of Johnson Estates Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Balance of Lot 1 of the NW1/4NW1/4, Section 9, T1N, R6E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots A, B, C, and D of Johnson Estates Subdivision, Section 9, T1N, R6E, BHM, Pennington County, South Dakota.

Continue Layout Plat / PL 17-38 to the November 20, 2018, Board of Commissioner's meeting.

- J. FIRST READING AND PUBLIC HEARING OF REZONE / RZ 17-10 AND COMPREHENSIVE PLAN AMENDMENT / CA 17-09: Dorothy Johnson Estate; Great Western Bank - Personal Representative for Dorothy Johnson Estate. To rezone 21.39 acres from Limited Agriculture District to Suburban Residential District and to amend the Pennington County Comprehensive Plan to change the Future Land Use from PUD Sensitive to Suburban Residential District in accordance with Sections 206, 208, and 508 of the Pennington County Subdivision Regulations.

Balance of Lot 1 of NW1/4NW1/4, Section 9, T1N, R6E, BHM, Pennington County, South Dakota.

Continue Rezone / RZ 17-10 and Comprehensive Plan Amendment / CA 17-09 to the November 20, 2018, Board of Commissioner's meeting.

- K. MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT REVIEW / PU 17-01: Karen Moore. To review the existing Planned Unit Development to allow for a specialty / recreational resort for a Bed and Breakfast and events, such as: weddings, receptions, company picnics, family reunions, bridal and baby showers, and other types of small gatherings similar in nature, and additional RV sites in accordance with Section 213 of the Pennington County Zoning Ordinance.

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Parcel A, B, and C, Ewalt Subdivision, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

Continue the review of Major Planned Unit Development Amendment / PU 17-01 to the September 18, 2018, Board of Commissioner's meeting.

- L. REQUEST FOR HEARING OF CORRECTIVE ACTION AND/OR ABATEMENT FOR NUISANCE SERVING SUBJECT PROPERTY, PURSUANT TO SDCL 34-16-19 AND 34-16-21: Curtis and Brianna Tyler; Jason Smiley – Legal Representative.

Hearing request withdrawn per the applicant's request.

End of Consent Agenda

PLANNING & ZONING REGULAR AGENDA

- M. LAYOUT PLAT / PL 18-21: John and Polly Preston. To create Lots 1 and 2 of Tract AR of Preston Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Tract AR, Preston Subdivision, Section 18, T2S, R8E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lots 1 and 2 of Tract AR, Preston Subdivision, Section 18, T2S, R8E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by DiSanto to approve of Layout Plat / PL 18-21 with the following nine (9) conditions. Vote: Unanimous.

1. That prior to filing the Plat with the Register of Deeds, the proposed lots obtain approved Lot Size Variances or be Rezoned appropriately;
2. That prior to new Plat submittal, the applicant obtain an approved On-Site Wastewater Treatment System Construction Permit for proposed Lot 2 to add capacity to the existing tank system and a drainfield. The on-site wastewater treatment system must be in full compliance and approved by the County Environmental Planner prior to filing the Plat with the Register of Deeds;
3. That at the time of new Plat submittal, eight (8) foot Minor Drainage and Utility Easements be dedicated on the interior sides of all lot lines, or an approved Subdivision Regulations Variance be obtained waiving this requirement;
4. That at the time of new Plat submittal, the plat meets all requirements of § 400.3 of the Pennington County Subdivision Regulations, or an approved Subdivision Regulations Variance be obtained waiving any of these requirements that are not met;
5. That the Certifications on the plat be in accordance with § 400.3(1)(n) of the Pennington County Subdivision Regulations;
6. That the applicant ensures that all natural drainage ways are maintained and are not blocked;

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7. That following platting of the proposed lots, any on-site wastewater treatment system(s) be subject to the requirements of § 204(J) of the Pennington County Zoning Ordinance, including the requirement to obtain an Operating Permit;
8. That the applicant signs the Statement of Understanding within ten (10) business days of approval of Layout Plat / PL 18-21, which is available at the Planning Office; and,
9. That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property.

N. PLANNED UNIT DEVELOPMENT REVIEW / PU 16-03: Dan and Nancy Evangelisto / Century Home Crafters, LLC; Century Land Holdings, LLC; and Summer Creek Inn, LLC. To review a Planned Unit Development to allow for a Specialty Resort Development to include uses, such as vacation home rentals, weddings, receptions, picnics, family reunions, single-family residences, bed and breakfast, storage gift shop, spa, cabana, bistro, detached accessory structure with living quarters, duplex, etc., on the subject properties, in accordance with Section 213 of the Pennington County Zoning Ordinance.

Lot 3 and that 1/2 of private drive adjacent to said lot; Lot 4; Lot 7 and that 1/2 of private drive adjacent to said lot; Lot 10 and that 1/2 of private drive adjacent to said lot; Lot 11 and that 1/2 of private drive adjacent to said lot; Lot 12 and that 1/2 of private drive adjacent to said lot; Lot 13 and that 1/2 of private drive adjacent to said lot; Lot 14 and that 1/2 of private drive adjacent to said lot; Lot 15 and that 1/2 of private drive adjacent to said lot; Lot 16 and that 1/2 of private drive adjacent to said lot; Lot 17 and that 1/2 of private drive adjacent to said lot; Lot 18 and that 1/2 of private drive adjacent to said lot; Lot 19 and that 1/2 of private drive adjacent to said lot; Lot 20 and that 1/2 of private drive adjacent to said lot; Lot 21, Lot 22 and that part of private drive adjacent to said lot; Lot 23B and that 1/2 of private drive adjacent to said lot; Lot 27 and that 1/2 of private drive adjacent to said lot; Lot 28 and that 1/2 of private drive adjacent to said lot; Lot 29 and that 1/2 of private drive adjacent to said lot; Lot 30 and that 1/2 of private drive adjacent to said lot; Lot 31 and that 1/2 of private drive adjacent to said lot, Lot 32 and that 1/2 of private drive adjacent to said lot; Lot 33 and that 1/2 of private drive adjacent to said lot; Lot 34 and that 1/2 of private drive adjacent to said lot; Lot 35 and that 1/2 of private drive adjacent to said lot; Lot 36 and that 1/2 of private drive adjacent to said lot; Lot 37 and that 1/2 of private drive adjacent to said lot; Lot 41 and that 1/2 of private drive adjacent to said lot; Lot 42 and that 1/2 of private drive adjacent to said lot; Lot 43 and that 1/2 of private drive adjacent to said lot; Lot 44, Lot 45 and that 1/2 of private drive adjacent to said lot; all located in Custer Trails Subdivision #1, Section 22, T1N, R5E, BHM, Pennington County, South Dakota.

MOVED by Ferebee and seconded by DiSanto to continue this item until the September 4, 2018 Commission meeting.

Substitute motion: MOVED by DiSanto and seconded by Ferebee to continue this item until the September 4, 2018 Commission meeting and allow them the applicants to continue operating until then. Vote: The substitute motion carried 3-2 with Buskerud and Hadcock voting no.

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ITEMS FROM THE CHAIR/COMMISSION MEMBERS

- A. 2018 PROPOSED RESOLUTIONS AND POLICY STATEMENT CHANGES – SOUTH DAKOTA ASSOCIATION OF COUNTY COMMISSIONERS – BOARD POSITIONS: No action was taken at this time.

APPROVAL OF VOUCHERS: MOVED by Buskerud and seconded by LaCroix to approve the vouchers entered below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling 2,815,425.42. Vote: The motion carried 4-1 with Ferebee voting no.

392 Creations, 175.00; 3D Specialties Inc, 1,786.50; 4-H Revolving, 1,000.00; A & A Professional Property Management, 240.00; A & B Business Inc, 3,148.83; A & B Welding Supply Co, 770.01; A & H Truck Salvage Inc, 300.00; A & M Transport Service, 826.00; A To Z Shredding, 832.10; About You Physical Therapy Inc, 168.00; Accela National Users Group, 250.00; Active Data Systems Inc, 755.00; Advanced Drug Testing Inc, 369.00; Affordably Creative Engineering Services Inc, 1,325.00; Alcohol Monitoring Systems Inc, 254.40; Alexandra Weiss, 988.32; Allegiant Emergency, 389.98; Allen Reuer, 2,640.00; Allied 100 LLC, 1,403.00; American 3B Scientific LP, 355.70; American Correctional Association, 4,500.00; American Counseling Association, 102.00; American Society Of Farm Managers And Rural, 595.00; Americinn Motel, 987.00; Amick Sound Inc, 2,410.15; Amos Armijo Jr, 132.00; Angela M Colbath Atty PC, 7,335.70; Anker Law Group PC, 723.80; Anne Bransford, 134.00; Architectural Specialties LLC, 344.85; Arctic Glacier USA Inc, 90.00; Arrowwood Resort At Cedar Shore, 72.00; Ashlee May, 466.83; AT&T Mobility, 6.61; Audra Hill Consulting Inc, 11,191.82; Avanti Motel LLC, 240.00; Axon Enterprise Inc, 50.00; Badlands Automotive, 413.06; Balco Uniform Co Inc, 10,694.28; Bangs Mccullen Butler Foye & Simmons LLP, 2,311.20; Bargain Printing, 636.15; Barnier Law Office PC, 1,239.00; Basler Printing Co, 390.00; Behavior Management Systems Inc, 51,389.00; Behrens-Wilson Funeral Home, 5,810.00; Best Western Of Huron, 140.00; Betsey Harris, 1,904.66; BH Chemical Company Inc, 2,948.48; BH Doors, 399.56; BH Energy, 80,346.53; BH Energy, 329.16; BH Energy, 1,435.47; BH Energy, 456.49; BH Insurance Agenc Inc, 60.00; BH Oral & Maxillofacial Surgery PC, 372.00; BH Orthopedic & Spine Center PC, 706.65; BH Powersports, 163.06; BH Regional Eye Institute LLP, 127.80; BH Services Inc, 389.81; BH Surgical Hospital LLC, 487.27; BH Urgent Care LLC, 990.00; BH Wilbert Vault, 1,250.00; Big D Oil Co, 20.00; Birch Communications Inc, 67.30; Bituminous Paving Inc, 24,990.00; Black Creek Integrated Systems Corp, 2,078.28; Blake's Trailer Sales & Repair, 410.00; Bob Barker Company Inc, 2,241.88; Border States Electric, 64.85; Brad E Junek, 300.00; Brandon Akley, 341.00; Brevik Law Office PLLC, 192.85; Bridgette R Banks, 893.25; Brownells Inc, 298.91; Budget Inn, 200.00; Bwlr Enterprises LLC, 340.00; Candace Novak, 134.00; Candlewood Apartments, 340.00; Carlos Colon, 100.00; Cash-Wa Distributing, 2,757.79; Cat's Cleaning, 40.00; CBM Food Service, 142,849.49; CDW Government Inc, 112,217.70; Central States Fair Inc, 7,500.00; Central States Sanitation, 360.00; Century Glass Company, 1,702.33; Chris Supply Co Inc, 330.88; Christopher Mooney, 134.00; City Of Box Elder, 84.24; City Of Box Elder, 293.19; City Of Rapid City, 44,400.37; City Of Rapid City -Water, 619.40; City Of Rapid City -Water, 1,279.17; City Of Wall, 142.00; Clarence J Wilson, 72.00; Clark Printing, 1,541.16; Clayborne Loos & Sabers LLP, 1,043.40; Climate Control Systems And Service LLC, 17,404.78; Clinical Laboratory Of The Black Hills,

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7,318.00; Community Health Center Of The Black Hills Inc, 902.90; Connections Inc EAP, 1,082.88; Contractors Supply Inc, 60.00; Cooks Correctional, 69.45; Copy Country, 1,171.26; Cora Fried, 99.12; Coremr LC, 1,323.00; Cornerstone Apartments, 579.00; Corral Motel, 180.00; Correct RX Pharmacy Services Inc, 14,348.10; Countryside Property Management LLC, 1,220.00; County Of La Plata So, 7.50; Creative Surfaces Inc, 5,495.10; Crescent Electric Supply, 1,544.87; Custer Gas, 75.46; Cynthia M Weichmann, 1,727.60; Dakota County Court, 3.25; Dakota Plains Legal Services Inc, 21,750.00; Dale's Tire & Retreading Inc, 3,762.32; Daniel Felkey, 375.24; Darcy Lockwood, 75.00; Dash Medical Gloves Inc, 1,885.50; David S Lamb, 100.00; Dawn Puckett, 134.00; Dean Schaefer, 306.00; Deanna K Clayborne, 2,594.00; Deanna Nolan, 200.00; Den Herder Law Office PC, 240.59; Dennis Kraft, 57.48; Dennis Supply - RC, 1,630.73; Denny Menholt Chevrolet, 1,513.49; Denver Terrace Apartments, 118.00; De's Oil Inc, 46.00; Diamond Vogel Paint Center, 501.65; Diann Asher, 356.25; Dillon Law Office, 1,269.00; Donna Mayer, 47.04; Douglas R Winkka, 28.15; Dr Stephen G Saiz, 990.00; Drone Volt, 23,925.00; Dustin Hall, 100.00; Dustin Willett, 96.00; Eagle Enterprises, 990.00; Eagle Ridge Apartments II, 399.00; East Of East LLC, 340.00; Eddie's Truck Sales Inc, 494.35; Edgewood Estates LP, 340.00; Electrical Engineering & Equipment Company, 874.14; Eprovider Solutions, 200.00; Eric D Witcher, 401.16; Erik Bringswhite, 6,320.94; Evergreen Office Products, 665.75; Executive Mgmt Fin Office, 24.75; Executive Mgmt Fin Office, 99.00; Fall River County Sheriff's Office, 160.00; Fastenal Company, 352.68; Federal Express, 24.09; Ferguson Enterprises Inc #226, 753.21; First Interstate Bank, 2,754.84; First Interstate Bank, 462.68; First Interstate Bank, 1,120.00; Flooring America, 248.20; Foley's Custom Print, 264.00; Fox & Youngberg P.C., 585.86; Fred Pryor Seminars, 149.00; Fruit Of The Loom, 893.30; G & H Distributing - RC, 180.02; Gabriella Avila Martinez, 272.62; Galls LLC, 444.36; Gateway Apartments LLC, 340.00; George J Nelson, 470.72; George R Cameron, 368.50; Global Equipment Company, 911.47; Global Tel'link, 3.30; Godfrey Brake Service And Supply Inc, 624.78; Golden West Companies, 1,392.58; Golden West Technologies, 500.00; Gordon Wendell, 134.00; Gotcha Covered, 3,500.00; Great Western Tire Inc, 1,023.03; Grey & Eisenbraun Law Prof LLC, 2,845.90; Grimm's Pump Service Inc, 133,152.10; Gunderson Palmer Nelson And Ashmore LLP, 265.00; H&S Uniforms And Equipment LLC, 20.00; Hardy Reynolds Law Group LLC, 564.00; Hartford Steam Boiler, 405.00; Harveys Lock Shop, 126.00; Heartland Paper Company, 11,363.33; Hefty Seed New Underwood, 601.75; Helene Duhamel, 5.04; Henry Schein Inc, 1,113.12; Hill City Prevailer, 990.57; Hillyard/Sioux Falls, 1,013.74; Hobart Sales & Service Inc, 1,429.41; Holiday Inn-City Centre, 70.00; Holloway Vision Care LLC, 320.00; Honeywell Inc, 8,587.41; Horwath Laundry Equipment, 1,265.48; Humane Society Of The Black Hills, 4,166.67; Independent Window Tinting LLC, 170.00; Indoff Inc, 3,094.42; Informer Systems LLC, 97.20; Inland Truck Parts, 2,135.84; Integrated Weed Control, 375.00; Interstate All Battery Center, 59.50; Intoximeters Inc, 4,121.25; Ione Wolf, 297.50; J & J Asphalt Co, 2,546.01; J & J Mowing And Landscaping, 940.00; J Scull Construction, 289,199.91; J&M One Stop Shop, 137.00; James H Nickels, 1,238.00; Jantech LLC, 310.00; Jean M Cline, 989.10; Jeannette Pitts, 248.31; Jefferson Lines, 479.00; Jeffrey R Barber, 100.00; Jeffries Law Office Pc, 444.00; Jenner Equipment Co, 33.14; Jeremiah J Davis, 1,400.60; Jesse Fagerland, 106.96; Jesse Huschle, 64.98; Jessie Drury, 75.00; Jims Private Utility Locating, 225.00; JLZ LLC, 10,493.79; Jody H Speck, 2,256.00; Joe Doran, 134.00; Joe Gutierrez, 204.00; John R Olson, 35.31; Johnson Eiesland Law Office Pc, 7,435.40; Johnson Machine Inc, 167.11; Joyce Bintliff, 100.00; Karl's Appliance, 1,269.98; Kate Wellensiek, 64.00; Kathy Davis, 1,091.40; Kayla L Maruska, 84.00; Kch Law, 50.00; Keith Gibson, 180.00; Kelly Smith, 43.00;

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Kennedy Pier Knoff Loftus LLP, 661.20; Kent Przymus, 122.00; Kevin E Kirschenmann, 700.00; Kevin Karley, 43.00; Kieffer Family Dental PC, 1,880.00; Kieffer Sanitation/A Waste Management Co, 2,784.74; Kieffer Sanitation/A Waste Management Co, 165.26; Kimball Midwest, 1,412.48; Kimberly K Johnson, 980.40; Kimberly Suckow, 12.18; Kirk Funeral Home, 3,635.00; Knecht Home Center Inc, 1,502.84; Knollwood Heights Apartments, 719.00; Kone Inc, 1,079.10; Konica Minolta Premier Finance, 156.19; Kristina Weckman, 188.00; KT Connections, 1,820.00; Laboratory Corporation Of America Holdings, 69.50; Laboratory Corporation Of America Holdings, 199.89; Lakota Community Homes Inc, 740.00; Language Line Services, 136.60; Lara Roetzel, 315.39; Laubach Law Office Prof LLC, 2,848.20; Lauren Craft, 96.00; Lawrence D Beezley, 210.00; Lester-Robbins Construction Inc, 39,718.35; Lewis & Clark Behavioral Health Services, 1,140.00; Liberty Chrysler Center, 25,226.05; Lift Pro Equipment Co Inc, 641.80; Lincoln County Auditor, 392.35; Linda J Nohr, 1,855.00; Liz Hassett, 162.00; Lois R Mcvey, 87.87; Lori Gioia, 134.00; Lucille M Lewno, 860.85; Lynn Jackson Schultz & Lebrun PC, 4,762.85; Macnally Law Offices Prof LLP, 1,913.80; Manlove Psychiatric Group, 26,474.36; Marcia Whiting, 2,152.60; Marco Inc, 1,400.95; Marco Inc, 6,165.69; Mark Katterhagen, 75.00; Mark Vargo, 966.12; Marshall And Swift, 2,504.15; Mary Rae Seifert, 2,640.00; Matheson Tri-Gas Inc, 46.03; Matrix Design Group Inc, 44,264.00; Matthew Bender & Co Inc, 1,400.00; Matthew Olson, 76.96; Matthew T Stephens, 4,067.00; Mckie Ford Inc, 805.78; Mcleod's Printing Inc, 73.80; Mcpherson Propane, 129.00; Medical Waste Transport Inc, 305.92; Medical Waste Transport Inc, 423.13; Medline Industries Inc, 1,833.28; Meetingone, 13.94; Melissa J Rupert, 2,180.25; Melissa Lehmann, 134.00; Menards, 1,141.82; MG Oil Company, 32,145.05; Michael A Schindler, 100.00; Michelle Teeslink, 150.00; Midcontinent Communications, 2,100.79; Midcontinent Communications, 2,958.27; Midwest Auto Chemical, 47.40; Mobile Electronic Service, 1,406.29; Montana Dakota Utilities, 314.95; Moore Medical Corp, 3,012.41; Motive Magic Windshield Repair, 35.00; Mt Rushmore Telephone Co, 47.30; Murphy Law Office Pc, 464.59; Nada Appraisal Guides, 225.00; Nadine Radtke, 100.00; Native Sun News, 230.00; Nelson Law, 2,580.00; Networkfleet Inc, 75.80; Newman Signs Inc, 58.76; Nichole Farrar, 43.00; Nicolas Quettier, 252.00; North Central International Of Rapid City Inc, 1,954.93; North Central Supply Inc, 2,500.00; Northern Truck Equipment, 91.00; Northwest Pipe Fitting Inc, 1,167.07; Nutrien Ag Solutions Inc, 588.06; Office Depot, 41.83; Olson Towing, 120.00; Osheim & Schmidt Funeral Home, 3,820.00; Overhead Door Co Of Rc, 2,292.43; Pacific Steel & Recycling, 911.30; Parkway Carwash Inc, 139.00; Patricia A Meyers, 400.00; Pederson Law Office LLC, 2,986.82; Penn Co Health & Human SV Petty Cash, 116.43; Penn Co Jail Petty Cash, 1,767.00; Penn Co Search & Rescue, 10,738.21; Penn Co Sheriff Petty Cash, 1,696.70; Penn Co States Atty Petty Cash, 767.52; Pennington County Courant, 1,083.78; Pennington County Housing & Redevelopment, 1,148.00; Pete Lien & Sons Inc, 2,064.80; Pharmchem Inc, 674.65; Phoenix Supply LLC, 54.88; Pillen Optical Inc, 120.00; Pine Lawn Memorial Park Inc, 4,800.00; Pioneer Bank & Trust, 2,044.16; Pioneer Bank & Trust, 15,834.55; Pitney Bowes Reserve Account, 2,856.37; PJ Conover, 203.00; Plumbmaster Inc, 45.39; Pointe West Apartments, 300.00; Ponderosa Screen Printing And Embroidery, 145.63; Power House, 77.04; Prairie Auto Parts Inc, 5,350.44; Pressure Services Inc, 273.70; Print Mark-Et, 214.80; Psi-Digital Imaging Solutions, 136.24; Race Wheels, 7,394.00; Radiology Associates Professional LLC, 524.06; Randal E Connelly, 1,476.20; Rapid Creek Apartments, 340.00; Rapid Delivery Inc, 120.75; Rapid Leasing, 439.71; Rapid Reporting, 640.00; Rapid Rooter, 590.00; Rapid Tire & Alignment, 993.56; RC Area School Dist 51-4, 2,146.82; RC Chamber Of Commerce, 300.00; RC Emergency Services PA,

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157.33; RC Journal - Advertising, 4,879.09; RC Journal - Subscription, 378.41; RC Pizza Ranch, 441.93; RC Police Dept-Evidence, 9,549.00; RC Regional Hospital Inc, 30,146.29; RC Regional Hospital Inc, 502.30; RC Regional Hospital Education & Development, 380.00; RDO Equipment Co, 6,455.73; Rebekah Sproed-Bump, 134.00; Record Storage Solutions, 1,198.10; Redwood Mediation Services LLC, 341.70; Redwood Toxicology Inc, 6,159.28; Regional Health, 457.78; Regional Health Home Plus Pharmacy, 4,381.56; Regional West Medical Center, 951.60; Reliance Telephone Inc, 0.49; Richard R Rieck, 134.00; Ricoh USA Inc, 227.17; Ricoh USA Inc, 124.04; Rochester Armored Car Company Inc, 439.03; Rock County Clinic, 425.00; Rock County Community Hospital, 1,025.30; Rock County Pharmacy, 662.93; Rockmount Research & Alloys Inc, 658.48; Rod Sletten, 134.00; Roger Frye's Paint Supply, 84.90; Ross Niemann, 119.70; Runnings Supply Inc, 231.96; Safety Kleen Systems Inc, 660.69; Sand Scripts, 132.60; Satellite Tracking Of People LLC, 13,321.75; Scenic Township, 10,837.50; Scott Diagostine, 32.91; Scott Dressler, 134.00; Scovel Psychological, 1,400.00; SD Dept Of Public Safety, 5,400.00; SD Dept Of Revenue, 10,752.00; SD Dept Of Revenue, 3,867.00; SD Div Of Motor Vehicles, 94.60; SD Network Against Family, 200.00; SD One Call Board, 178.50; SD Rose Inn, 560.00; SD Sheriff's Association, 880.00; SDACC, 740.00; SDACO, 370.00; Securus Technologies Inc, 15,308.12; Servall Uniform/Linen Co, 1,672.64; Shannon Rittberger, 134.00; Sheri Law Office Prof LLC, 5,322.85; Sherwin Williams Paints, 939.76; Sign Express, 26.63; Signs Now, 1,786.18; Silver Star Septic LLC, 150.00; Simon Contractors Of South Dakota Inc, 365,594.55; Simpson's Printing, 150.00; SKC Communication Product, 696.14; Skinner Law Office PC, 10,795.10; Smoot & Utzman, 913.50; Snap On Tools, 515.00; Stan Houston Equipment, 29.99; Star Dust Motel, 345.00; Steam Cleaning Specialist, 2,200.00; Stephanie Olson, 43.00; Streicher's, 3,204.99; Sturdevant's Auto Parts, 2,489.67; Summit Signs & Supply Inc, 12.25; Sundial Square Apartments, 340.00; Susan Oloughlin, 539.17; Swiftec Inc, 8,064.00; Syncb/Amazon, 214.53; Teresa L Fink, 1,232.55; Terrance Wojtanowicz, 440.00; Tessco Incorporated, 223.92; Tessier's Inc, 66.90; The Little Print Shop Inc, 447.34; The Medicine Shoppe, 2,489.97; The Repair Shop, 456.67; Thomas Braun Bernard & Burke LLP, 1,604.40; Thomas C Schneller, 306.00; Thomas Vallett, 47.20; Thomson Reuters- West, 13,569.41; Three M Pak8283 - RI, 1,119.00; Thursia R Sprague, 67.93; Tim Bray, 25.54; Titan Machinery PPA, 92.80; TKRS Properties LLC, 96,910.32; Todd A Love, 7,156.22; Tom Vlieger, 66.58; Total, 2,207,359.52; Transource Truck & Equipment Inc, 372.33; Trenton Gonzalez, 44.00; Trevor Abernathie, 267.00; Tru Green LP, 465.60; Turbiville Industrial Electric Works LLC, 604.05; Tyco Fire Protection Products, 4,126.24; Unkenholz Family Dental Prof LLC, 141.43; Upper Deck Architects Inc, 3,015.51; Upper Knollwood Townhouse, 272.00; Urban Spaces LLC, 2,700.00; Us Geological Survey, 10,454.50; Valarie O'Day, 151.20; Valley Village Park, 440.00; Vanway Trophy & Awards, 376.40; Vemco, 1,024.59; Verizon Wireless, 168.54; Verizon Wireless, 1,174.54; Vernon T Livasy, 61.24; Victoria Wolf, 18.08; Wall Building Center & Construction, 168.72; Wall Drug Store Inc, 100.00; Warne Chemical & Equipment Co Inc, 1,222.42; Watertree Inc, 877.00; Wellmark, 456,510.84; Wells Fargo, 648.60; Wendy T McGowan, 3,899.22; West River Anesthesiology Consultants PC, 145.18; West River Electric, 851.05; West River Electric, 153.17; West River Electric, 8,406.57; Western Communication Inc, 250.00; Western Construction Inc, 39,144.24; Western Mailers, 677.85; Western Pathology Consultants PC, 1,000.00; Western Stationers Inc, 4,517.64; Wex Bank, 492.71; Wex Bank, 14,030.07; Whisler Bearing Co, 583.60; Whiting Hagg Hagg Dorsey & Hagg LLP, 11,103.37; Wiege Sanitation, 210.00; William A Moss Psy D LLC, 2,675.00; Winner Police Dept, 425.60; Winter Law Office Pc, 5,029.00; Wood Stock Supply, 1,043.83; Yankton Co Sheriff Office,

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150.00; Yankton County Treasurer, 356.25; Z & S Dust Control System, 681.56; Zuercher Technologies LLC, 26,835.16;

ITEMS FROM THE PUBLIC

MOVED by Buskerud and seconded by Hadcock to appoint Mark Schock as the temporary/interim Highway Superintendent at Grade 25 Step 8 Effective July 4, 2018 thru the end of the pay period in which the new Superintendent is hired. Vote: Unanimous.

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 August 15, 2018: Total balances of checking/savings accounts, 12,125,030.12; Total balance of Treasurer's Office safe cash, 13,400.00; Wells Fargo Securities Investments, 4,794,549.74; Total certificates of deposit, 2,041,402.67; Total Prime Value Investment, 23,342,325.33; Total petty cash, 16,305.00; Total NSF paid, 28,709.85; NSF Check, 72.40; Total long/short, (359.06); Total, 42,361,436.05. Submitted by Lori Wessel, Deputy Auditor.

PERSONNEL

Buildings & Grounds: Effective 07/22/2018 – Tyler Tibbetts at 19.49/hr.

CCADP: Effective 07/23/2018 – Michelle Teeslink at 16.85/hr. Effective 08/20/2018 – Kelsea Nash at 16.85/hr.; Rebecca Connelly & Paul Jacobson at 17.68/hr.

ESCC 911: Effective 08/19/2018 – Nichole Farrar at 23.16/hr.

Highway: Effective 08/20/2018 – Jeffrey Sorensen at 17.68/hr.

Jail: Effective 07/30/2018 – Jasmine Kendall & Jasmine Meckle at 14.54/hr. Effective 08/13/2018 – Maryssa Kaup & Mandy Schmidt at 14.54/hr. Effective 08/19/2018- Aaron Cox at 16.85/hr. Effective 08/20/2018 – Bernie Retzlaff at 15.28/hr.; Mickie Littlewolf & Tyler Sitzes at 16.04/hr.; Monica Brennan at 19.49/hr.; Jason Bruns, Michael Gwin & Zackary Schmidt at 21.49/hr.

Sheriff's Office: Effective 07/30/2018 – Mike Lang, Aaron Meyer, Dalton Gustafson & Brandon Thompson at 21.49/hr. Effective 08/19/2018 – Jennifer Dingmann at 21.49/hr. Effective 08/20/2018 – Lisa Anderson-Pelton at 21.49.

State's Attorney: Effective 08/29/2018 – Wamni BearRunner at 13.20/hr.

ADJOURN

MOVED by DiSanto and seconded by Hadcock to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting adjourned at 1:29 p.m.

/s/ Julie A. Pearson, Auditor

Published once at an approximate cost of_____.

Publish September 5, 2018