

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

The Pennington County Board of Commissioners met at 9:02 a.m. on Tuesday, September 18, 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, George Ferebee, Mark DiSanto and Deb Hadcock.

REVIEW AND APPROVE AGENDA

MOVED by Hadcock and seconded by Buskerud to approve the agenda as presented.

Substitute motion: MOVED by Ferebee and seconded by DiSanto to move Item 20 up to after Item 11. The motion failed 2-3 on a roll call vote: Buskerud – no, DiSanto – yes, Ferebee – yes, Hadcock – no, LaCroix – no.

The original motion carried 3-2 on a roll call vote: Buskerud – yes, DiSanto – no, Ferebee – no, Hadcock – yes, LaCroix – yes.

Ferebee left the meeting with his packet at 9:20 a.m.

CONSENT ITEMS

MOVED by Hadcock and seconded by DiSanto to approve the Consent Agenda with the removal of Items 8, 10 and 11. Vote: Unanimous.

8. Removed for separate consideration.
9. Authorization to cancel the list of outstanding checks over 1 year old and remit funds totaling \$5,831.51 to the Office of the State Treasurer as required by SDCL 43-41B-20.
10. Removed for separate consideration.
11. Removed for separate consideration.

End of Consent Agenda

8. Minutes of the regular meeting – September 4, 2018: MOVED by Hadcock and seconded by Buskerud to add a note in the September 4, 2018 meeting minutes to read “The 2-2 tie vote regarding condition #28 for the Planned Unit Development Review/PU16-03: Dan and Nancy Evangelisto / Century Home Crafters, LLC; Century Land Holdings, LLC; and Summer Creek Inn, LLC shall carry over to the 9/18/2018 meeting and that any action taken subsequent is subject to change on September 18, 2018.” Vote: Unanimous.

10. Approval to apply for 2019 Community Development Block Grant application for additional rent, utility and deposit assistance: MOVED by LaCroix and seconded by Hadcock to authorize the Chair’s signature on the Community Development Block Grant (CDBG) application. Vote: Unanimous.

11. Recognize and thank the volunteers for the month of August 2018: MOVED by Hadcock and seconded by DiSanto to recognize and thank the volunteers for the month of August 2018. Vote: Unanimous.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

EXECUTIVE PROCLAMATION: WORLD HABITAT DAY – OCTOBER 1, 2018:

MOVED by Hadcock and seconded by DiSanto to approve the executive proclamation for World Habitat Day on October 1, 2018 and to affix the Chair’s signature. Vote: Unanimous.

CONSIDERATION OF THE FY2019 PROVISIONAL BUDGET AS THE ANNUAL BUDGET OF APPROPRIATIONS, EXPENDITURES AND REVENUES FOR PENNINGTON COUNTY, SD:

MOVED by Hadcock and seconded by Buskerud to utilize no unused/stored CPI and approve the following resolution adopting the 2019 Annual Budget in the amount of \$94,718,296: 5% Uncollectible taxes at \$3,601,584; Miscellaneous Revenues at \$47,138,888; Cash Reserves of \$7,776,347.00 and taxes in the amount of \$43,404,915. Vote: Unanimous.

**Adoption of the 2019 Annual Budget for
Pennington County, South Dakota**

WHEREAS, SDCL 7-21-5 through 13, requires the Board of County Commissioners to prepare a Budget for the next calendar year of all estimated expenditures and revenues for the departments of the County, and

WHEREAS, a Provisional Budget was prepared, approved and published with a legal notice to the public of the meeting of the Board of County Commissioners for the consideration of such Budget and all changes have now been made.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended shall be approved as the Annual Budget of Appropriations, Expenditures and Revenues for Pennington County for calendar year January 1, 2019 through December 31, 2019. The annual budget so approved is available for public inspection during normal business hours at the office of the County Auditor, 130 Kansas City St. Suite 230, Rapid City, South Dakota.

Dated this 18th Day of September, 2018.

PENNINGTON COUNTY BOARD OF COMMISSIONERS

FOR	AGAINST	
X		Ron Buskerud, Commissioner
		George Ferebee, Commissioner
X		Deb Hadcock, Commissioner
X		Lloyd LaCroix, Commissioner
X		Mark DiSanto, Commissioner

Attest:
Cindy Mohler, Pennington County Auditor Elect

ITEMS FROM AUDITOR

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

- A. 9:15 A.M. PUBLIC HEARING – BUDGET SUPPLEMENT SP18-010 GENERAL FUND JOHN T. VUCUREVICH BUDGET IN THE AMOUNT OF \$115,000 FROM CURRENT YEAR REVENUE: MOVED by Hadcock and seconded by Buskerud to approve a supplement to the General Fund John T. Vucurevich Budget in the amount of \$115,000 from current year revenue. Vote: Unanimous.

ITEMS FROM SHERIFF

- A. PURCHASE OF INMATE TRANSPORTATION VEHICLE: MOVED by Hadcock and seconded by Buskerud to accept the bid from MCI and authorize the Sheriff's Office to purchase one 2019 MCI, Prisoner Transport Bus, Model #D40001STV for a total of \$574,323. Vote: Unanimous.
- B. SEARCH AND RESCUE SURPLUS AUCTION AUTHORIZATION: MOVED by Hadcock and seconded by DiSanto to declare the following items as surplus and acceptable for auction and disposal: 1996 Chevrolet Pickup and topper Asset #004432 & 37136, 1999 Trailer Asset #18645, 2008 Trailer Asset #91585, 1991 Trailer Asset #40032, 1999 Trailer Asset #17309, 1980 Trailer, Extrication Equipment, 1995 Holmatro Pump Asset #6065, Generators, 2008 Polaris Ranger Asset #005751 & #11218, 2017 Ford 8' box, 1970 Generac Generator Asset #5754, Patient Wagon with Skids, laptop computers, Cascade Air Tanks, Cascade Controls, Brother Printer, Fire Lite Transport Box, Front Bumper, Vertex VX-10 VHF Ports, Forklift Asset #2224, MTS Tire Machine, 2 Stair Steppers, Patrol Vehicle Consoles and Laptop mounts. Vote: Unanimous.
- C. JOINT POWERS AGREEMENT BETWEEN THE SOUTH DAKOTA OFFICE OF THE ATTORNEY GENERAL DIVISION OF CRIMINAL INVESTIGATIONS, THE COUNTY OF PENNINGTON, THE PENNINGTON COUNTY SHERIFF'S OFFICE AND THE CITY OF RAPID CITY
- D. JOINT POWERS AGREEMENT BETWEEN THE SOUTH DAKOTA OFFICE OF THE ATTORNEY GENERAL DIVISION OF CRIMINAL INVESTIGATIONS, THE COUNTY OF PENNINGTON, THE PENNINGTON COUNTY SHERIFF'S OFFICE AND THE CITY OF RAPID CITY:

MOVED by Hadcock and seconded by Buskerud to vote on Items C & D together. Vote: Unanimous.

MOVED by Hadcock and seconded by LaCroix to approve the Joint Powers Agreement between the South Dakota Office of the Attorney General Division of Criminal Investigations, The County of Pennington, The Pennington County Sheriff's Office and the City of Rapid City for the Computer Forensic Examiner Position and for the Psychologist Position and to authorize the Chair's signature. Vote: Unanimous.

ITEMS FROM HIGHWAY DEPARTMENT

- A. 2018 SCENIC TOWNSHIP MAINTENANCE AND SNOW REMOVAL AGREEMENT: MOVED by DiSanto and seconded by Hadcock to approve an additional \$10,000 to the maximum limiting amount of the 2018 Maintenance and Snow Removal Agreement between Pennington County and the Scenic Township Board of Supervisors.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

Substitute motion: MOVED by Buskerud and seconded by Hadcock to approve an additional \$5,000 to the maximum limiting amount of the 2018 Maintenance and Snow Removal Agreement between Pennington County and the Scenic Township Board of Supervisors. Vote: Unanimous.

Ferebee returned to the meeting at 10:32 a.m.

ISOLATED TRACT – MR. ROBERT L. & MRS. BARBARA STEELE: MOVED by DiSanto and seconded by Hadcock to continue this item until the October 16, 2018 Commission meeting and have the Highway Department and Planning and Zoning compile information on alternative routes. Vote: Unanimous.

REQUEST FOR APPROVAL OF THE OF THE ANNEXATION OF PRAIRIE ACRES MOBILE HOME PARK: MOVED by Buskerud and seconded by Hadcock to approve annexation of the unplatted property known as the Prairie Acres Mobile Home Park and adjacent right-of-way located generally at 1980 Seger Drive and legally described in the enclosed Exhibit, to the Rapid City corporate limits pursuant to SDCL 9-4-5. Vote: Unanimous.

MOVED by Hadcock and seconded by DiSanto for a 5 minute recess. Vote: Unanimous.
The Board reconvened at 11:20 a.m.

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 31.215 acres in a General Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

Tract B, 155th Avenue Subdivision, Section 30, T2N, R10E, BHM, Pennington County, South Dakota.

MOVED by DiSanto and seconded by Hadcock to approve Variance / VA 18-05, with no conditions. Vote: The motion carried 4-1 with Buskerud voting no.

- B. **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 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.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

MOVED by Ferebee and seconded by DiSanto to continue this item until the two parties can come up with a compromise.

Substitute motion: MOVED by Hadcock to continue this item until the October 2, 2018 Commission meeting. The motion died due to the lack of a second.

Substitute motion: MOVED by Hadcock and seconded by Buskerud to approve Variance / VA 18-08, with a 2 foot setback on the side and 8 foot front yard setback with the following four (4) conditions. Vote: The motion failed 3-2 on a roll call vote: Buskerud – yes, DiSanto – no, Ferebee – no, Hadcock – yes, LaCroix – yes (a variance requires four yes votes).

Original motion failed 2-3 on a roll call vote: Buskerud – no, DiSanto – yes, Ferebee – yes, Hadcock – no, LaCroix – no.

MOVED by DiSanto and seconded by Buskerud to approve Variance / VA 18-08, with a 2 foot side yard setback from the eave of the roof and a 8 foot front yard setback with the following four (4) conditions. The motion carried 4-1 on a roll call vote: Buskerud – yes, DiSanto – yes, Ferebee – yes, Hadcock – no, LaCroix – yes.

1. That this Variance applies only for the proposed garage and addition to the existing single-family residence, as indicated on the site plat submitted by the applicant. All other structures must maintain the proper setbacks or obtain separate Variance(s);
2. That the applicant obtain an approved Building Permit for the proposed additions prior to any work being done;
3. That an approved Floodplain Development Permit be obtained prior to any work being done within the Special Flood Hazard Area; and,
4. That the applicant signs a Statement of Understanding within ten (10) business days of approval of Variance / VA 18-08, which is available at the Planning Office.

C. 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 Buskerud to deny Variance / VA 18-10. Vote: Unanimous.

D. VARIANCE / VA 18-11: Rustlers Ranch, LLC; Davis Engineering – Agent. To reduce the minimum required lot size from 40 acres to 10.00 acres in a General Agriculture District in accordance with Sections 205 and 509 of the Pennington County Zoning Ordinance.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

Beginning at the South 1/4 corner of Section 8, T1N, R9E, BHM, which is a 3 1/4" Brass Cap marked for the common corner to Sections 8 and 17, T1N, R4E, BHM, and the TRUE POINT OF BEGINNING; Thence, N 00 deg 22 min 25 sec W 733.46 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, S 51 deg 41 min 18 sec E 41.97 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, 99.37 ft along a curve concave to the south with a radius of 362.87 ft, a chord distance of 99.06 ft and a chord bearing of S 59 deg 32 min 01 sec E, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, S 67 deg 22 min 45 sec E 78.88 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, 140.15 ft along a curve concave to the south with a radius of 158.92 ft, a chord distance of 135.61 ft, and a chord bearing of N 87 deg 20 min 22 sec E, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, N 62 deg 05 min 37 sec E 34.30 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, S 89 deg 23 min 39 sec E 33.07 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, S 0 deg 00 min 00 sec E 323.08 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, N 89 deg 58 min 08 sec E 567.02 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, S 00 deg 05 min 36 sec E 324.48 ft, to a rebar with survey cap marked "DAVIS ENG RLS 3095"; Thence, S 89 deg 54 min 24 sec E 952.78 ft, along the south section line of said section 8 to the TRUE POINT OF BEGINNING Containing 10.00 acres "more or less" and located in the S1/2 of E1/4 of Section 8, T1N, R4E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by LaCroix to approve Variance / VA 18-11. The motion failed 1-4 on a roll call vote: Buskerud – no, DiSanto – no, Ferebee – no, Hadcock – yes, LaCroix – no.

MOVED by Ferebee and seconded by DiSanto to deny Variance / VA 18-11. The motion carried 4-1 on a roll call vote: Buskerud – yes, DiSanto – yes, Ferebee – yes, Hadcock – no, LaCroix – yes.

- E. VARIANCE / VA 18-12: Jeffrey Saline. To reduce the minimum required side yard setback on the southern property line from 25 feet to 4 feet to allow for a garage addition in accordance with Sections 207 and 509 of the Pennington County Zoning Ordinance.

Lots D and E of Lot 1B of Lot 1 of NE1/4NE1/4, Section 20, T2N, R7E, BHM, Pennington County, South Dakota.

MOVED by DiSanto and seconded by Hadcock to approve Variance / VA 18-12, with the following five (5) conditions. Vote: Unanimous.

1. That this Variance applies only for the proposed addition to the existing garage, as indicated on the site plan submitted by the applicant. All other structures must maintain the proper setbacks or obtain separate Variance(s);

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

2. That the applicant obtain an approved Operating Permit through the City of Rapid City for the on-site wastewater treatment system located on the subject property prior to submittal of a Building Permit application for the proposed addition;
3. That the applicant obtain an approved Building Permit for the proposed addition prior to any work being done;
4. That the applicant contact Black Hills Energy prior to construction, as they have a power line in the vicinity. Also, the proposed addition shall match the existing roof line, in order to accommodate the existing power lines in the area; and,
5. That the applicant signs a Statement of Understanding within ten (10) business days of approval of Variance / VA 18-12, which is available at the Planning Office.

MOVED by Hadcock and seconded by Buskerud 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 Hadcock and seconded by Buskerud to approve the Planning and Zoning consent agenda as presented. Vote: Unanimous.

- F. SECOND READING OF REZONE / RZ 18-06 AND COMPREHENSIVE PLAN AMENDMENT / CA 18-05: TDG Real Estate, LLC; Michael Gennaro – Agent. To rezone 9.20 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 Planned Unit Development Sensitive to Low Density Residential District in accordance with Sections 205, 207, and 508 of the Pennington County Zoning Ordinance.

All (also in Section 14) of Hermosa Lode MS 1111 and All (also in Section 14) of Glendale #3 Lode MS 1111, Section 23, T2S, R6E, BHM, Pennington County, South Dakota.

Approve of Rezone / RZ 18-06 and Comprehensive Plan Amendment / CA 18-05.

ORDINANCE NO. RZ 18-05 & CA 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

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

AMENDED BY AMENDING THE ZONING OF THE FOLLOWING DESCRIBED PROPERTY:

All (also in Section 14) of Hermosa Lode MS 1111 and All (also in Section 14) of Glendale #3 Lode MS 1111, Section 23, T2S, R6E, BHM, Pennington County, South Dakota.

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 Planned Unit Development Sensitive to Low Density Residential District.

Dated this 18th day of September, 2018.

PENNINGTON COUNTY COMMISSION

Lloyd LaCroix, Chairperson

ATTEST:

Pennington County Auditor / Deputy

G. PLANNED UNIT DEVELOPMENT REVIEW / PU 09-02: Salvation Army. To review the Salvation Army Camp Planned Unit Development in accordance with Section 213 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 of the extension of Planned Unit Development / PU 09-02 with the following twenty-one (21) conditions:

1. That the minimum setbacks from property lines continue to be twenty-five (25) feet from all property lines and fifty-eight (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 continually provided and accessible to the public at all times. First aid kit needs to be inspected monthly with consumables and dated items replaced as needed. Appropriate records are to be maintained;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

4. That the internal driveway continue to 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 continually be limited to the existing uses already on the property, which include a bunkhouse with a capacity of 15 people, a picnic shelter, two (2) restrooms (male and female) with showers and toilets, a church shelter, a fire pit with seating, an officer's residence, two (2) wells and drainfields, and the expansion to include a pastor's prayer retreat cabin, a meeting/dining/safety hall, six (6) deck platforms, five (5) cabins, and five (5) RV sites;
6. That prior to any work being conducted within the boundaries of the Special Flood Hazard Area, an approved Floodplain Development Permit be obtained;
7. That a Building Permit be obtained for any structure exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director;
8. That any new On-Site Wastewater Treatment 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;
9. That the applicant ensures the rustic character of the property is continually maintained;
10. That no open fire shall be permitted, unless approved and granted a permit by the South Dakota Division of Wildland Fire. Copies of the permit shall be available for inspection during normal business hours or anytime the Camp Fire Permit is in use by the Johnson Siding Fire Chief and or his designated representative;
11. 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. Copies of the respective permit shall be available for inspection during normal business hours or anytime the permitted item is in use by the Johnson Siding Fire Chief or his designated representative;
12. That any parking areas be maintained in a dust free manner;
13. That each sleeping room have a smoke/heat detector and a carbon monoxide detector;
14. That a portable fire extinguisher with a minimum 2 A-BC rating shall continually be placed in each structure and shall be inspected and tagged annually, records of said inspection shall be maintained and available for inspection during normal business hours by the Johnson Siding Fire Chief and or his designated represented;
15. That each floor, where occupants are sleeping, shall continually have two (2) means of escape;
16. That the applicant continues to work with the Pennington County Fire Administrator in regards to evacuation, mitigation, building construction, water supplies, safety drills, emergency alerting systems and other safety issues and updates the evacuation plan yearly;
17. Develop, execute and maintain a Hazardous Fuels Mitigation plan in conjunction with the South Dakota Division of Wildland Fire;
18. That the camp continually be limited to a maximum of one hundred (100) overnight total campers at one time;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

19. That the new cabins be limited to one (1) story;
20. That all structures continue to be forty-five (45) feet from the west ridgeline; and,
21. That this Planned Unit Development be reviewed in one (1) year, on a complaint basis, or as directed by the Pennington County Planning Commission or Board of Commissioners to verify that all Conditions of Approval are being met.

H. 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.

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

Approve of the extension of Major Planned Unit Development Amendment / PU 17-01 with the following forty-two (42) conditions:

1. That the Planned Unit Development consist of a Specialty / Recreational Resort, Bed and Breakfast and allow events, such as: weddings, receptions, company picnics, family reunions, church functions, bridal and baby showers, and other types of small gatherings similar in nature;
2. That the number of guests be limited to 25 people;
3. That a minimum of 13 parking spaces be provided on-site, each measuring a minimum of 9 feet by 18 feet and maintained in a dust-free manner;
4. That prior to operation of the Specialty / Recreational Resort, the applicant submits a Parking Plan to the Planning Department for review to ensure its compliance with the Minimum Off-Street Parking requirements as outlined in Section 310 of the Pennington County Zoning Ordinance;
5. That temporary structures, such as tents and port-o-potties only be erected when needed and not on a permanent basis;
6. That the applicant obtain all necessary permits from other governing bodies for operation of the Specialty Resort including, but not limited to, approval from the South Dakota Department of Health and a Sales Tax License from the South Dakota Department of Revenue;
7. That the maximum number of people staying at the Bed and Breakfast establishment at one time be in compliance with the South Dakota Lodging Establishments Health and Safety Manual;
8. That the applicant comply with South Dakota Codified Law 34-18-9.4, which regulates Bed and Breakfast establishments and requires a guest list to be maintained;
9. That the applicant obtain approval from the South Dakota Department of Environment and Natural Resources for the existing means of wastewater disposal servicing the residence prior to operation of the Bed and Breakfast;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

10. That port-o-potties may be utilized by the guests of the events for wastewater disposal, but any other means of wastewater disposal will require proper permitting and review of the system by both the Pennington County Planning Department and South Dakota Department of Environment and Natural Resources;
11. That Parcel B include a new request for five (5) RV sites;
12. That a minimum 10 foot separation be maintained at all times between each RV site;
13. That each RV site has a lot number clearly posted;
14. That each RV site conforms to all regulations in Section 306 of the Pennington County Zoning Ordinance;
15. That, for Parcel B, the five (5) recreational vehicle parking spaces shall be a minimum of 20 feet by 20 feet with a four (4) inch graveled surface, and maintained in a dust free manner;
16. That the permitted existing uses allowed on Parcel A consist of one (1) single-family residence and a storage shed, to include the single-family residence to be used as a Guest House or Bed and Breakfast;
17. That the permitted existing uses allowed for Parcel B consist of one (1) restaurant, one (1) single-wide mobile home to be used as a nightly/weekly rental, a maximum of eleven (11) cabins each with a maximum of 650 square feet; one (1) bathhouse and a 14 foot by 70 foot single-wide mobile home as a caretaker's dwelling unit;
18. That the permitted existing uses allowed for Parcel C consist of a miniature golf course, a one (1) space recreational vehicle park, three (3) rental cabins not to exceed 650 square feet, and also a caretaker's dwelling unit;
19. That, for Parcel B, a parking space shall be provided for each guest bedroom; and one parking space per three cafe employees, plus 100 square feet of usable cafe floor space; and two parking spaces for the caretaker's dwelling unit. Each parking space shall not be less than 162 square feet, nor 9 feet by 18 feet. The parking area shall be surfaced with gravel, concrete, or asphalt and maintained in such a manner that no dust will result from continuous use;
20. That, for Parcel C, one parking space shall be provided per five customers computed on the basis of maximum serving capacity at any one time, plus one additional space for every two people regularly employed on the premises and two additional parking spaces for each rental cabin. Each parking space shall not be less than 162 square feet, nor 9 feet by 18 feet. The parking area shall be surfaced with gravel, concrete, or asphalt and maintained in such a manner that no dust will result from continuous use;
21. That, for Parcel C, each recreational vehicle parking space shall be a minimum of 20 feet by 20 feet with a four (4) inch graveled surface, and maintained in a dust free manner;
22. That, for Parcel C, the private well located on the property serve as the water source to the property;
23. That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director;
24. That the Planning Director may allow additional development or construction, which is consistent with the proposed development on this property. Significant changes in the use

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

- or impact on adjacent land uses as determined by the Planning Director shall require an amendment to this Planned Unit Development;
25. That the required setbacks for all structures be a minimum of 25 feet from the front and rear property lines and eight (8) feet from the side yard property lines, zero foot from the interior lot lines, and a 58 foot setback from Section Lines or the Section Line Right-of-Ways be vacated;
 26. That an approved Floodplain Development Permit be obtained prior to any disturbance within the Special Flood Hazard Area located on the subject property;
 27. That no future drainfield be located within the areas designated as floodway;
 28. That any future expansion of the Specialty Resort / Recreational Resort may require upgrades to the existing on-site wastewater treatment system;
 29. That any future alterations or additions to the wastewater treatment system be allowed through the issuance of an On-Site Wastewater Construction Permit, which will include the necessary site plans to be reviewed and approved by the Pennington County Environmental Planner and the SD Department of Environmental and Natural Resources;
 30. That the address assigned to each property be properly posted on each residential unit so that it is visible from both directions of travel on S. Highway 16, in accordance with Pennington County's Ordinance #20;
 31. That the physical address for the residence be posted in each guest room utilized for the Guest House / Bed and Breakfast;
 32. That a guest list is maintained and smoke detectors placed in each sleeping room;
 33. That a smoke detector be placed in each sleeping room utilized for the Bed and Breakfast with a minimum of at least one (1) smoke detector per floor;
 34. That a portable fire extinguisher with a minimum 2 A-BC rating shall be placed on each floor level of the Bed and Breakfast so it accessible to all guests at all times and the fire extinguisher shall be inspected and tagged annually;
 35. Quiet hours shall be from 10 p.m. until 7 a.m.;
 36. The use of open fires, fire pits, fireworks, charcoal burning grills, gas fired grills, or other devices (as applicable) shall not be allowed without permission from the Owner. The Owner must comply with any and all federal, state and/or local laws, ordinances or rules regarding open burning, burn barrels, fire pits, fireworks, fireplace or the burning of any flammable material. All authorized open fires shall be extinguished by 10 p.m.;
 37. That prior to the placement of any sign, the applicant obtain approval of a Sign Permit;
 38. That all exterior lighting must be of low level intensity, which does not result in excessive glare upon surrounding neighbors;
 39. That the subject property remains free of debris and junk vehicles;
 40. That all single-family residences must meet the standards for stick-built as outlined in Section 204;
 41. That a Building Permit is obtained for the 14' x 30' (approximate) shed; and,
 42. That this Planned Unit Development be reviewed in one (1) year, on a complaint basis, or as deemed necessary by the Pennington County Planning Commission or Board of Commissioners to verify that all Conditions of Approval are being met.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

- I. LAYOUT PLAT / PL 18-07: Kenneth Smith. To reconfigure lots lines to create Lot AR, Lot C, and Lot D of Block 2 in the Original Townsite of Caputa in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 1-3; Lot A (replat of Lot 4-8 of Block 2); Lot 9-12; and Lot 1-3 RTY all located in Block 2, Original Townsite of Caputa, Section 9, T1S, R9E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot AR; Lot C; and Lot D all located in Block 2, Original Townsite of Caputa, Section 9, T1S, R9E, BHM, Pennington County, South Dakota.

Deny without prejudice of Layout Plat / PL 18-07.

End of Consent Agenda

PLANNING & ZONING REGULAR AGENDA

- J. LAYOUT PLAT / PL 18-25: Lynn Schell. To create Cemetery Tract of Jones Ranch Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: SE1/4 less 9.93 acres in Se1/4 and less Jones Ranch, Section 36, T1N, R9E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Cemetery Tract of Jones Ranch Subdivision, Section 36, T1N, R9E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by DiSanto to approve of Layout Plat / PL 18-25 with the following twelve (12) conditions. Vote: Unanimous.

1. That prior to filing the Plat with the Register of Deeds, the proposed lot obtain an approved Lot Size Variance or be Rezoned appropriately;
2. That an approved Approach Permit be obtained from the County Highway Department for access into the proposed cemetery;
3. That at the time of new Plat submittal, the cemetery be called: Jones Ranch Cemetery or Jones Family Cemetery, not a cemetery tract located in a subdivision, per Register of Deeds comments;
4. That the proposed cemetery conform with all regulations of Pennington County Zoning Ordinance and South Dakota Codified Law 34-27, which regulates cemeteries and burial records;
5. 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;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

6. 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;
7. That the Certifications on the plat be in accordance with § 400.3(1)(n) of the Pennington County Subdivision Regulations;
8. That the applicant ensures that all natural drainage ways are maintained and are not blocked;
9. 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;
10. That prior to filing the Plat with the Register of Deeds, the applicant apply for a Conditional Use Permit for the cemetery;
11. That the applicant signs the Statement of Understanding within ten (10) business days of approval of Layout Plat / PL 18-25, which is available at the Planning Office; and,
12. That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property.

- K. MINOR PLAT / PL 18-24: Jeffery Reed. To create Lots 3A and 3B of Snyder Subdivision in accordance with Section 400.3 of the Pennington County Subdivision Regulations.

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

PROPOSED LEGAL: Lot 3A and Lot 3B, Snyder Subdivision, Section 29, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Buskerud and seconded by Ferebee to table this item. 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 filing the Plat with the Register of Deeds, the Surveyor's Note #1 at the bottom of Page 1 be corrected, as it currently states, "A ten foot (8') wide utility and minor drainage easement...";
3. That prior to filing the Plat with the Register of Deeds, an Access Easement for Lot 4 of Snyder Subdivision be dedicated on the Plat where the driveway currently exists or documentation be provided to the Planning Department that an Access Easement has been filed;
4. That prior to filing the Plat with the Register of Deeds, the certificate of the Planning Director be removed;
5. That prior to filing the Plat with the Register of Deeds, the certificate of the County Auditor be corrected in accordance with Subdivision Regulations § 400.3(1)(n)(3a);
6. 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;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

7. 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;
8. That the Certifications on the plat be in accordance with § 400.3(1)(n) of the Pennington County Subdivision Regulations;
9. That the applicant ensures that all natural drainage ways are maintained and are not blocked;
10. 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; and,
11. That the applicant signs the Statement of Understanding within ten (10) business days of approval of Minor Plat / PL 18-24, which is available at the Planning Office.

L. PRELIMINARY PLAT / PL 18-26 AND SUBDIVISION REGULATIONS VARIANCE / SV 18-06: Rustlers Ranch, LLC; Davis Engineering – Agent. To create Tract A of Rustlers Ranch Addition and to waive platting requirements in accordance with Sections 400.2 and 700.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: SW1/4SE1/4; SE1/4SE1/4 Less Tract 1754 and Less Right-of-Way, Section 8, T1N, R4E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Tract A of Rustlers Ranch Addition, Section 8, T1N, R4E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by LaCroix to approve of Subdivision Regulations Variance / SV 18-06 to waive improvements to the Section Line Highway and to waive submittal of engineered road construction plans for improvements to the Forest Service easement. Vote: The motion carried 3-2 with Buskerud and Ferebee voting no.

MOVED by Hadcock and seconded by LaCroix to approve of Preliminary Plat / PL 18-26 with the following eleven (11) conditions. Vote: The motion carried 3-2 with Buskerud and Ferebee voting no.

1. That prior to submittal of a Final Plat application, the Landowner and/or Agent make the necessary corrections to the Plat, as listed above in Section VI of this Staff Report;
2. That prior to submittal of a Final Plat application, 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 to waive this requirement;
3. That prior to submittal of a Final Plat application, engineered road construction plans be submitted for the required improvements or an approved Subdivision Regulations Variance be obtained to waive this requirement;
4. That prior to submittal of a Final Plat application, that the property is either rezoned to Limited Agriculture District or a Lot Size Variance obtained to allow for a smaller than

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

required lot size in a General Agriculture District, prior to the Plat being filed with the Register of Deeds;

5. That prior to submittal of a Final Plat application, the Certificates be corrected as proposed and in compliance with Subdivision Regulations Section 400.3(n);
6. That prior to submittal of a Final Plat application, the Section Line, located on the south side of the subject property, be improved to County Standards or a Subdivision Regulations Variance be obtained to waive this requirement;
7. That prior to submittal of a Final Plat application, the applicant applies for and obtains approval of any Setback Variances needed for any structures not meeting the minimum set back requirements or move any structures, not meeting the required setbacks, so that they are in compliance;
8. That prior to submittal of a Final Plat application, the Landowner obtains Operating Permits for all existing on-site wastewater treatment systems on the subject properties;
9. That prior to submittal of a Final Plat application, the structures located within the National Forest Service Road be brought into compliance;
10. That that Landowner signs the Statement of Understanding (SOU) within ten (10) business days of approval of Preliminary Plat / PL 18-26. The SOU will be available at the Planning Department; and
11. That approval of this Preliminary Plat does not constitute approval of any Final Plat.

M. FIRST READING AND PUBLIC HEARING OF MAJOR PLANNED UNIT DEVELOPMENT AMENDMENT / PU 18-06: Catherine Sopinski; Rob Livingston – Agent. To amend an existing Planned Unit Development to allow the single-family residence to be used as a Vacation Home Rental on the subject property in accordance with Sections 213 and 319 of the Pennington County Zoning Ordinance.

Lot 1, Block 1, The Reserve at Remington Ranch, Section 22, T1S, R5E, BHM, Pennington County, South Dakota.

MOVED by Hadcock and seconded by Buskerud to approve of Major Planned Unit Development Amendment / PU 18-06 with 15 conditions. Vote: Unanimous.

1. That this Major Planned Unit Development Amendment allow for a three (3) bedroom Vacation Home Rental within the existing residence located on Lot 1, Block 1 of The Reserve at Remington Ranch;
2. That the maximum overnight occupancy, based on SD DENR approval, be limited to six (6) people and the maximum daytime occupancy be limited to twelve (12) people;
3. That all necessary permits are obtained prior to any additions and/or alterations to the structure or upgrades/alterations to the on-site wastewater treatment system;
4. That the applicant continually maintain current licenses with the South Dakota Department of Health (Vacation Home License) and the Department of Revenue (Sales Tax License) and that copies of these licenses be provided to the Planning Department upon request;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

5. That the applicant continually maintain an Evacuation (Emergency) Plan and provide copies to all overnight guests in case there is a need to evacuate guests from the property in the event of an emergency and that a copy of said plan be kept on file at the Planning Department;
6. That a minimum of three (3) off-street parking spaces be provided on-site, per Pennington County Zoning Ordinance (PCZO) § 310(A)(9)(gg), with each measuring a minimum of 9-feet by 18-feet and surfaced with gravel, concrete, or asphalt and maintained in a dust-free manner;
7. That an interior informational sign be posted in accordance with the requirements of PCZO §319(G), with 9-1-1 and (605) 394-4131 listed as contacts for Fire Department and Sheriff's Office respectively, during operation of the Vacation Home Rental;
8. That the lot address (23801 Placer Place) be continually posted on the residence at all times and so it is clearly visible from Placer Place, in accordance with Pennington County's Ordinance #20;
9. That the applicant ensure the Vacation Home Rental is continually operated in accordance with the requirements of PCZO § 319(F) (Performance Standards) at all times;
10. That if the person designated as the Local Contact is ever changed from Rob Livingston, the interior informational sign be updated and the applicant re-notify the Planning Director and surrounding landowners within 500 feet via notices sent by First Class Mail;
11. That all applicable Federal, State, and local regulations be adhered to at all times, including South Dakota Administrative Rule 44:02:08, which regulates Vacation Home Rentals;
12. That an approved Sign Permit be obtained prior to the placement of any sign(s);
13. That an approved Building Permit be obtained for any structure(s) exceeding 144 square feet or permanently anchored to the ground, which requires a site plan to be reviewed and approved by the Planning Director;
14. That the applicant signs the Statement of Understanding within ten (10) business days of approval of Major Planned Unit Development Amendment / PU 18-06, which is available at the Planning Office; and,
15. That this Conditional Use Permit be reviewed in one (1) year, on a complaint basis, or as directed by the Pennington County Planning Commission or Board of Commissioners to verify that all Conditions of Approval are being met.

Ferebee left the meeting 1:45 p.m. and did not return.

- 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.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

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 DiSanto and seconded by LaCroix to approve condition #28, permitting the roof on the tent for 5 years. The motion failed 3-1 on a roll call vote: Buskerud – no, DiSanto – no, Hadcock – no, LaCroix - yes.

MOVED by Hadcock and seconded by Buskerud to approve condition #28, permitting the roof on the tent for 3 years. Vote: The motion carried 3-1 with DiSanto voting no.

MOVED by Hadcock and seconded by Buskerud to approve the extension of Planned Unit Development / PU 16-03 with amended language to Conditions #14, #24, and #27, #28 and #44 with the following forty-four (44) conditions. Vote: Unanimous.

MOVED by Hadcock and seconded by Buskerud to rescind the vote from the September 4, 2018 meeting regarding approving Item #28 for 3 years and the extension of Planned Unit Development / PU 16-03 with amended language to Conditions #14, #24, and #27, and #43 with the following forty-four (44) conditions. Vote: Unanimous.

1. That the applicants sign a Statement of Understanding (SOU) within twenty (20) days of the approval of the extension of PU 16-03. The SOU is available at the Planning Department;
2. That a Building Permit be obtained for any structure exceeding 144 square feet or permanently anchored to the ground, which includes the necessary site plans to be reviewed and approved by the Planning Director;

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

3. That the Developer [hereafter known as Century Construction LLC and/or its successor or the Custer Trail Subdivision One Home Owners architectural review committee] ensure the residential character of the property is maintained;
4. That daily and event operations of the specialty resort be conducted by owners, on-site manager, and staff as necessary;
5. That all natural drainage paths be continually maintained;
6. That the business sign, the one proposed, by the applicant, for placement on the brick wall, which directs attention to the Inn shall be allowed with an approved Sign Permit. Such sign shall not exceed the area of the existing subdivision sign square feet and shall be limited to one such sign per approved home occupation use. Such sign shall be either a wall sign or a ground sign and shall not be located in any public right-of-ways;
7. That prior to the placement of any on and off-premise signs, the applicant must obtain approval of a Sign Permit. That every effort will be made for signs within the PUD to use natural materials, i.e. stone, concrete, native woods and blend into the surrounding area and to have a minimal impact. Signs must be approved in writing by Developer prior to the issuance of a Sign Permit issued by the Planning Director;
8. That the following be permissible, with approved Sign Permits reviewed and signed by the Planning Director (where applicable): an existing and approved development/subdivision entrance sign located on Lot 3; two (2) additional entrance signs immediately off of Carbon Loop Road; one (1) event site sign located on retaining wall on Lots 10, 11, 12, similar to the development sign; and other signs as needed. All signs within the PUD must comply with the Pennington County Sign Ordinance unless otherwise specified within PUD 16-03;
9. That the address be properly and continually posted on both the residence and at the approach, for all structures with addresses, so it be visible in both directions of the approach, accordance with Pennington County's Ordinance #20;
10. That the applicant maintain an Emergency Plan and provide copies to all overnight guests in case there is a need to evacuate guests from the property in the event of an emergency and that a copy of said plan be kept on file at the Planning Department;
11. That a minimum of 34 parking spaces be provided on-site, each measuring a minimum of 9 feet by 18 feet and maintained in a dust-free manner in accordance with the Pennington County Zoning Ordinance. Existing and approved required parking for 150 guests must be located on Lots 3, 4, 10, 11, and 12 with over flow parking on Lot 45;
12. That the driveway in front of the Inn and up past the over-flow parking lot, have a 24-foot-wide driving surface and four (4) inches of gravel; the other two-way roads, within the PUD, have 16- to 18-foot-wide driving surfaces, with four (4) inches of gravel; and all one-way roads, have a 12-foot-wide driving surface, with four (4) inches of gravel. The responsible Street Authority shall meet or exceed roadway requirements, per State and County regulations;
13. That the intensity and duration of sounds from any and all sources, within the lots of the Planned Unit Development, are in compliance with South Dakota Codified Law 22-18-35;

PENNINGTON COUNTY BOARD OF COMMISSIONERS

Meeting of September 18, 2018

14. That quiet hours for all Lots in the Planned Unit Development / PU 16-03, be from 11:00 p.m. to 7:00 a.m. on Friday and Saturday and from 10:00 p.m. to 7:00 a.m. Sunday through Thursday;
15. That all exterior lighting must be of low level intensity, which does not result in excessive glare upon surrounding neighbors;
16. That the applicants obtain all necessary permits from other governing bodies for operation of the Specialty Resort including, but not limited to, approval from the South Dakota Department of Health for the Bed & Breakfast and Specialty Resort and a Sales Tax License from the South Dakota Department of Revenue;
17. That a smoke detector be placed in each sleeping room utilized for the Bed and Breakfast with a minimum of at least one (1) smoke detector per floor;
18. That a portable fire extinguisher with a minimum 2 A-BC rating shall be placed on each floor level of the Bed and Breakfast so it accessible to all guests at all times and the fire extinguisher shall be inspected and tagged annually;
19. That the maximum number of people staying at the Bed and Breakfast establishment, at one time, be in compliance with the South Dakota Lodging Establishments Health and Safety Manual;
20. That the applicants comply with South Dakota Codified Law 34-18;
21. That the physical address of each structure be posted in each guest room utilized for Bed and Breakfasts, the Specialty Resort, and Vacation Home Rental(s);
22. That temporary port-a-potties only be placed on subject properties when needed, not to exceed ten (10) continuous months in any calendar year and that port-a-potties may be utilized by the guests of the events for wastewater disposal at a ratio of one port-a-potty per 50 guests. Any other means of wastewater disposal will require proper permitting and review of the system by both the Pennington County Planning Department and South Dakota Department of Environment and Natural Resources;
23. 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, as determined by the Planning Director, shall require an amendment to this Planned Unit Development / PU 16-03;
24. That for structures located on Lots 10, 11, and 12 a portable fire extinguisher with a minimum 2 A-BC rating shall be placed at each exit door and shall be inspected and tagged annually; records of said inspection shall be maintained. Fire extinguishers shall be permanently mounted 5'3" from the floor or the ground to the gauge, each Exit Door shall be unlocked during occupancy; each Exit Door in the commons area shall be equipped with Panic Hardware and swing away open to the outside allowing unobstructed exiting of the area by patrons; each Exit Door area shall be equipped with emergency exit lightning; that a minimum of one 36-unit first aid kit be provided and accessible to the public at all times; First aid kit needs to be inspected monthly with consumables and dated items replaced as needed. Appropriate records are to be maintained that no open fire shall be permitted, unless approved and granted a permit by the South Dakota Division of Wildland Fire. (Phone: 605-393-8011/2582/2583) Copies of the permit shall be available for inspection during normal business hours or anytime the Camp Fire Permit is in use by the Johnson Siding Fire Chief and or his designated

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

- representative; 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 South Dakota Division of Wildland Fire (Phone: 605-393-8011/2582/2583) shall approve the facilities before the use is permitted; Copies of the respective permit shall be available for inspection during normal business hours or anytime the permitted item is in use by the Johnson Siding Fire Chief and or his designated representative;
25. That no on-street vehicular parking shall be permitted, except in accordance with reasonable standards, which may be established by the Road District and may be reviewed by local Public Safety agencies to ensure emergency vehicle pass-ability on the interior roadways;
 26. That written approval from the Developer be obtained prior to issuance of permits;
 27. That Lots 3, 4, 10, 11 and 12 of the specialty resort be a bed and breakfast (specialty resort) with up to 10 guest rooms, and events such as: weddings, receptions, corporate events, family reunions, bridal and baby showers, Christmas parties and other types of gatherings similar in nature, up to a maximum of 150 daily guests. The specialty resort would also be allowed to have: Beer and Wine sales (with proper permits), a bistro/Restaurant, gift shop, spa cabana/gazebo, storage shed, event structure, kitchen, bathrooms and to also be used for a vacation home rental and private single-family residence;
 28. That the event structure, referred to in Condition #27, shall be for the existing 40'x100' event area that is currently covered by the 40'x100'temporary membrane tent and used as open space and covers the existing kitchen and bathroom. The event structure shall be made of six (6) inch thick insulated stick-built sides, which tie into the existing stick-built kitchen and bathroom structure. A temporary membrane roof shall be permitted to remain until September 2021 and shall be replaced with a stick-built roof, so that no temporary membrane is in use for the event structure. The Landowners shall apply for a Building permit to replace the current tent walls, with six (6) inch thick, stick-built insulated walls, prior to October 01, 2018. This work shall be completed prior to the expiration of the Building Permit, which shall be December 31, 2019.
 29. That Lots 13, 14, 15, 16, 17, 18, 20, 21, 28, 29, 30-37, and 41 each allow of the following with approved permits: single-family dwelling, Vacation Home Rental; bed and breakfast, or specialty resort;
 30. That Lot 7 allow for three (3) Recreational Vehicle (RV) sites, not to include Park Models, for use by friends and family of the PUD or for one (1) of the following with approved permits: single-family dwelling, vacation home rental, bed and breakfast, and specialty resort. The existing on-site wastewater treatment systems must comply with the Pennington County Zoning Ordinance;
 31. That Lots 19 and 22 each allow for one (1) of the following with approved permits: single-family residence with guest house living quarters within a detached accessory building, duplex, Vacation Home Rental, bed and breakfast, and specialty resort;
 32. That Lot 23B allow for one (1) of the following with approved permits: Single-family dwelling, Vacation Home Rental, bed and breakfast, specialty resort, and easement (with

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

- property permits) for future underground holding tanks for designed and engineered water system;
33. That Lot 27 allow for one (1) of the following with approved permits: the existing garage/accessory building, single-family dwelling with guest quarters living quarters within a detached accessory building, duplex, Vacation Home Rental, bed and breakfast, and specialty resort;
 34. That Lots 41, 42, 43, and 44 allow for one (1) of the following with approved permits: specialty resort, bed and breakfast, single-family dwelling, and Vacation Home Rental;
 35. That Lot 45 allow for one (1) of the following with approved permits (if applicable): parking lot, specialty resort, bed and breakfast, single-family dwelling and Vacation Home Rental;
 36. That Lots 3-4 have a zero (0) foot setback on all interior lot lines, a fifteen (15) foot front and rear yard setback, and a ten (10) foot side yard setback;
 37. That Lots 7, 13, 14, 15, 17, 18, 27, 28, 32, 33, 34, 36, 37, 41, 42, 44 and 45 have a fifteen (15) foot front and rear yard setback, and a ten (10) foot side yard setback;
 38. That Lots 10, 11, 12 have a zero (0) foot setback on all interior lot lines, a fifteen (15) foot front and rear yard setback, and a ten (10) foot side yard setback;
 39. That Lots 20, 21, 30, 31, 35 and 43 have a ten (10) foot setback on all property lines and that this PUD replaces any existing setback requirements previously approved;
 40. That Lot 29 has a fifteen (15) foot front, rear and side yard setbacks;
 41. That Lots 16, 19, 22 and 23B have a fifteen (15) foot front, rear and side yard setback on all property lines not adjacent to the Right-of-Way. Lot lines adjacent to the Right-of-Way will have a zero (0) foot setback;
 42. That proposed Guest Houses, on specified lots, must comply with the Pennington County Zoning Ordinance;
 43. That the Planning Director has the final determination on the location of Lot Setbacks and on the interpretation of conflicting Conditions of Approval; and,
 44. That this Planned Unit Development be reviewed in two years or upon complaint of violation of applicable provisions of the Zoning Ordinance or PU 16-03, or as deemed necessary by either the Planning Commission or Board of Commissioners to ascertain all the Conditions of Approval are being met.

ITEMS FROM THE CHAIR/COMMISSION MEMBERS

- A. REVISIT THE BOARD'S POLICY REGARDING RECONSIDERATION OF ACTION TAKEN BY THE BOARD:** No action was taken at this time.

COMMITTEE REPORTS

APPROVAL OF VOUCHERS: MOVED by Buskerud and seconded by Hadcock 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 \$2,975,409.13. Vote: Unanimous.

PENNINGTON COUNTY BOARD OF COMMISSIONERS

Meeting of September 18, 2018

3D Specialties Inc, 2920.00; A & A Professional Property Management, 358.33; A & B Business Inc, 2293.36; A & B Welding Supply Co, 88.43; A To Z Shredding, 720.30; Adams-Isc LLC, 873.92; Adrian Ranch LLC, 100.00; Ainsworth Benning Construction Inc, 11928.15; Alecia Fuller, 360.56; Allen Reuer, 1840.00; American Correctional Association, 35.00; American Hotel Register Company, 388.75; Americinn Motel, 1598.00; Amick Sound Inc, 305.83; Amos Armijo Jr, 168.00; Angela M Colbath Atty PC, 6359.90; Anker Law Group PC, 1842.40; Architectural Specialties LLC, 593.33; Arctic Glacier USA Inc, 43.75; Armstrong Extinguishers, 395.00; Ashlee May, 496.00; Astech Corp, 186532.32; AT&T Mobility, 288.57; Audra Hill Consulting Inc, 11694.70; Badlands Automotive, 365.92; Balco Uniform Co Inc, 8530.75; Bangs Mccullen Butler Foye & Simmons LLP, 968.00; Barbara Hallett, 440.00; Bargain Printing, 646.15; Barnier Law Office PC, 2047.50; Behrens-Wilson Funeral Home, 3610.00; Best Western Of Huron, 654.00; Betsey Harris, 1755.40; Beverly Torres, 43.00; BH Chemical Company Inc, 2602.26; BH Doors, 992.60; BH Energy, 3288.27; BH Energy, 335.15; BH Energy, 19843.83; BH Energy, 639.78; BH Federal Credit Union, 80.00; BH Funeral Home & Cremation Service Inc, 5520.00; BH Nursery Inc, 719.39; BH Obstetrics And Gynecology LLP, 113.83; BH Orthopedic & Spine Center PC, 1199.47; BH Roofing Co, 155.00; BH Services Inc, 389.81; BH Surgical Hospital LLC, 820.59; BH Urgent Care LLC, 770.00; BH Wilbert Vault, 800.00; BH Window Cleaning Inc, 1160.00; Bierschbach Equipment And Supply Co Inc, 432.37; Birch Communications Inc, 67.27; Bob Barker Company Inc, 18138.45; Brenda Dahlke, 212.60; Brittney Molitor, 45.00; Brook M Eide, 1250.00; Brown's Small Engine Repair, 88.55; Budget Inn, 400.00; Carolyn Olson, 3000.00; Cash-Wa Distributing, 1300.07; Cat's Cleaning, 40.00; CBM Food Service, 104468.83; CDW Government Inc, 45921.12; Central States Fair Inc, 18495.00; Central States Sanitation, 180.00; Century Link, 673.05; Chapel Valley Homeowners Association, 63.90; Charlene Doorn, 191.60; Charles O Kavanaugh, 231.88; Charm-Tex Inc, 615.26; Chris Supply Co Inc, 738.25; Cindy Mohler, 231.60; City Of Box Elder, 204.82; City Of Hill City, 230.48; City Of Rapid City, 20732.62; City Of Rapid City -Water, 306.61; City Of Rapid City -Water, 2157.43; Clark Printing, 423.75; Clay County, 52.15; Clayborne Loos & Sabers LLP, 770.80; Climate Control Systems And Service LLC, 5958.00; Clinical Laboratory Of The Black Hills, 9489.44; Cody Lockhart, 340.00; Cody Rhoden, 141.72; Commercial Kitchen Products, 3917.63; Connections Inc Eap, 1082.88; Contractors Insulation And Drywall Supply, 94.60; Contractors Supply Inc, 569.35; Cooks Correctional, 98.69; Copy Country, 1059.55; Cora Fried, 49.56; Coremr LC, 981.00; Cornerstone Apartments, 281.00; Correct Rx Pharmacy Services Inc, 15270.55; Costello Porter Et Al, 413.60; Creative Surfaces Inc, 736.92; Crescent Electric Supply, 2440.98; Crum Electric Supply, 749.26; Custer Gas, 75.50; Cynthia M Weichmann, 703.85; Dakota Battery & Electric, 309.00; Dakota Business Center, 106774.68; Dakota Mill & Grain Inc, 97.25; Dakota Plains Legal Services Inc, 21750.00; Dakota Radiology Pet/Ct & MRI, 400.55; Dakota West Radiation Oncology, 743.03; Dale's Tire & Retreading Inc, 2748.00; Dash Medical Gloves Inc, 2304.50; Data Management Inc, 483.00; David Dodson, 298.60; Dawn Riter, 96.00; Deanna K Clayborne, 721.50; Delta Dental Of South Dakota, 34728.54; Den Herder Law Office PC, 264.01; Dennis Supply - RC, 197.45; Denny Menholt Chevrolet, 1201.48; Dewey J Ertz, 3750.00; Diann Asher, 231.25; Dillon Law Office, 759.30; Dustin Morrison, 1035.00; Dustin Willett, 287.00; Dyna-Kleen Service Inc, 775.00; Eaton Corporation, 6056.00; Eddie's Truck Sales Inc, 343.84; Electrical Engineering & Equipment Company, 1131.13; Elizabeth M Frederick, 1894.10; Eprovider Solutions, 215.80; Erik

PENNINGTON COUNTY BOARD OF COMMISSIONERS

Meeting of September 18, 2018

Bringswhite, 1033.46; Estes Park Apartments, 300.00; Evident Inc, 207.85; Executive Mgmt Fin Office, 49.50; Fairway Hills Apartments, 340.00; Fastenal Company, 165.68; Fastsigns, 438.78; Federal Express, 26.76; Ferguson Enterprises Inc #226, 567.93; First Interstate Bank, 955.00; First Interstate Bank, 486.08; First Interstate Bank, 216.67; First Interstate Bank, 218.99; First Interstate Bank, 3642.68; First Interstate Bank, 952.71; First Interstate Bank, 147.46; First Interstate Bank, 141.19; First Interstate Bank, 539.33; First Interstate Bank, 756.68; First Interstate Bank, 3259.79; First Interstate Bank, 33.76; Flooring America, 268.72; Fremont Industries Inc, 1780.98; Frontier Auto Glass LLC, 298.00; G & H Distributing - RC, 508.52; George J Nelson, 305.50; George R Cameron, 63.60; Global Tel'link, 8.09; Godfrey Brake Service And Supply Inc, 1880.59; Golden West Companies, 367.83; Golden West Companies, 1069.47; Golden West Technologies, 1446.49; Great Western Tire Inc, 1743.48; Green Star Camper Center, 79.75; Greta Lindecrantz Investigations Inc, 178.50; Grey & Eisenbraun Law Prof LLC, 853.20; Grimm's Pump Service Inc, 33465.28; H&S Uniforms And Equipment LLC, 56.00; Harveys Lock Shop, 839.88; Heartland Paper Company, 12398.50; Helene Duhamel, 20.16; Henry Schein Inc, 339.49; Hill City Prevailer, 435.69; Hillyard/Sioux Falls, 3674.00; Holiday Inn Express, 72.00; Holloway Vision Care LLC, 160.00; Horwath Laundry Equipment, 7.72; Humane Society Of The Black Hills, 4166.67; Image All LLC, 122.50; Independent Optical, 120.00; Indoff Inc, 1989.36; Industrial Organizational Solutions Inc, 50.00; Intoximeters Inc, 1891.00; Ione Wolf, 648.00; J & J Mowing And Landscaping, 940.00; J Scull Construction, 1087543.09; Jayson Herra, 180.87; Jean M Cline, 1487.80; Jeffries Law Office PC, 671.20; Jenner Equipment Co, 9603.48; Jeremiah J Davis, 291.40; Jesse Fagerland, 122.96; JJ Johnson's Rentals, 213.00; JJ's Engraving & Sales, 138.00; JLZ LLC, 10415.00; Joe Doran, 47.00; Joe Guttierrez, 50.00; Johnson Controls Fire Protection LP, 715.00; Johnstone Supply, 745.25; Jonathan Dicks Eizinger, 13.82; Joyce Sauer Photography, 110.00; Julie A Pearson, 210.8; Kadoka Oil LLC, 9949.62; Kathy Davis, 437.40; Kayla L Maruska, 598.10; KC Video & Production, 25.00; KD Contractors Inc, 27774.99; Kennedy Pier Knoff Loftus LLP, 478.60; Ken's Refrigeration, 81.63; Kent Przymus, 372.74; Kevin E Kirschenmann, 1995.00; Kevin Karley, 24.88; Kieffer Sanitation/A Waste Management Co, 307.14; Kieffer Sanitation/A Waste Management Co, 4286.04; Kimball Midwest, 1212.39; Kimberly Suckow, 8.40; Kirk Funeral Home, 7640.00; Knecht Home Center Inc, 2426.63; Knight Securty Systems Inc, 219.95; Knight's Quality Welding, 370.00; Kone Inc, 198.43; Konica Minolta Premier Finance, 156.19; Kutak Rock LLP, 3558.12; Lakota Community Homes Inc, 300.00; Language Line Services, 753.79; Laubach Law Office Prof LLC, 3525.00; Lawrence D Beezley, 390.00; Lawson Products Inc, 663.48; Liberty Chrysler Center, 47.78; Lincoln County Auditor, 90.00; Linda J Nohr, 3710.00; Linda Pratt, 96.00; Lone Tree Farms Inc, 100.00; Lowe's, 38.82; Lucille M Lewno, 163.00; Luther P Yellow Robe, 9727.50; Lutheran Social Services Of SD, 49711.44; Lynn Jackson Schultz & Lebrun PC, 7092.59; M&M Sales LLC, 20.85; Macnally Law Offices Prof LLP, 4971.30; Main Street Square Inc, 420.00; Manlove Psychiatric Group, 19922.27; Marcia Whiting, 1367.70; Marco Inc, 310.56; Marco Inc, 4414.12; Marshall And Swift, 644.20; Mary Rae Seifert, 1045.00; Matheson Tri-Gas Inc, 322.95; Matrix Design Group Inc, 37647.00; Matt Thompson, 140.00; Matthew Olson, 269.80; Matthew Ostendorf, 267.00; Matthew T Stephens, 5320.00; Mckie Ford Inc, 114.54; Mcleod's Printing Inc, 936.98; Medical Waste Transport Inc, 364.52; Medical Waste Transport Inc, 654.23; Medline Industries Inc, 8557.46; Melissa J Rupert, 1410.75; Melissa Lehmann, 44.00; Menards, 1139.95; Mg Oil Company,

PENNINGTON COUNTY BOARD OF COMMISSIONERS

Meeting of September 18, 2018

24783.91; Midcontinent Communications, 269.85; Midcontinent Communications, 3968.16; Mike McCormick, 187.60; Mike Sutterer, 100.00; Montana Dakota Utilities, 204.88; Moore Medical Corp, 3434.20; Mt Rushmore Telephone Co, 47.30; Murphy Law Office PC, 1372.33; Native Sun News, 180.00; Nicolas Quettier, 228.00; Nicole M Weyer, 600.00; Norman Olson, 100.00; North Central International Of Rapid City Inc, 536.63; North Central Supply Inc, 790.00; Northern Power Technologies LLC, 1036.00; Northwest Pipe Fitting Inc, 918.39; Nutrien Ag Solutions Inc, 1020.24; Office Depot, 649.03; Office Depot, 107.39; Ohana Properties, 300.00; Ole Olesen, 153.05; O'Reilly Auto Parts, 21.99; Pacific Steel & Recycling, 507.39; Parr Law PC, 817.80; Pederson Law Office LLC, 2661.71; Penn Co Commissioners Petty Cash, 148.90; Penn Co Extension Petty Cash, 87.02; Penn Co Health & Human Sv Petty Cash, 98.98; Penn Co Highway Petty Cash, 80.40; Penn Co Jail Petty Cash, 1666.00; Penn Co Sheriff Petty Cash, 620.14; Penn Co States Atty Petty Cash, 179.00; Penn Co Treasurer Petty Cash, 158.00; Pennington County Courant, 914.65; Pennington County Housing & Redevelopment, 232.12; Pete Lien & Sons Inc, 11914.84; Pharmchem Inc, 656.65; Pheasantland Industries, 1102.22; Phoenix Investigations, 2800.26; Phoenix Supply LLC, 102.20; Pillen Optical Inc, 80.00; Pine Crest Village LP, 146.00; Pioneer Bank & Trust, 12549.02; Pioneer Bank & Trust, 7282.18; Pitney Bowes Reserve Account, 5867.09; Plumbmaster Inc, 119.01; Ponderosa Screen Printing And Embroidery, 952.51; Power House, 702.10; Prairie Acres LLC, 275.00; Prairie Auto Parts Inc, 3267.20; Prairie Wind Bg Inc, 1513.00; Price Motel, 195.00; Print Mark-Et, 58.70; Proforma Screening Solutions LLC, 382.50; PSI-Digital Imaging Solutions, 55.30; Quality Inn Brookings, 72.00; Quill Corporation, 547.24; Race Wheels, 2752.00; Rachel Waddell, 115.00; Radiology Associates Professional LLC, 314.44; Randal E Connelly, 1815.60; Rapid Creek Apartments, 340.00; Rapid Delivery Inc, 132.25; Rapid Leasing, 439.71; Rapid Rooter, 225.00; Rapid Transit System, 30.00; Rapp Sales Company, 45.00; RC Area School Dist 51-4, 1401.86; RC Emergency Services PA, 571.00; RC Journal - Advertising, 2261.95; RC Journal - Subscription, 330.75; RC Medical Center LLC, 9968.34; RC Police Dept-Evidence, 5926.00; RC Regional Hospital Inc, 899.34; RC Regional Hospital Education & Development, 273.00; RDO Equipment Co, 10894.31; Rebekah Sproed-Bump, 44.00; Redwood Toxicology Inc, 814.63; Regional Health, 125.00; Regional Health Home Plus LLC, 215.20; Regional Health Home Plus Pharmacy, 5748.92; Reliance Telephone Inc, 2.01; Ricoh USA Inc, 227.17; Ricoh USA Inc, 72.18; RMS Screen Printing, 96.00; Ro Investigation And Research LLC, 5693.20; Rochester Armored Car Company Inc, 439.03; Roger Construction Inc, 4500.00; Roger Harold Belisle, 749.60; Runnings Supply Inc, 3166.68; Safety Benefits Inc, 65.00; Sand Scripts, 115.75; Sanitation Products Inc, 531.08; Satellite Tracking Of People LLC, 11706.50; Savanna Starkey, 175.00; Scotts Bluff County Court, 5.00; Scotts Bluff County Of Nebraska, 360.00; Scovel Psychological, 3240.00; SD Dept Of Revenue, 8890.09; SD Dept Of Revenue, 890.00; SD Dept Of Transp-Finance, 138828.95; SD Div Of Motor Vehicles, 46.00; SD Federal Property Agency, 13.00; SD Overhead Doors, 965.11; SD Planners Association, 180.00; SD Rose Inn, 370.00; SD State Electrical Commission, 50.00; SDACDL, 1000.00; SDN Communications, 384.80; SDN Communications, 4848.65; SDSU Extension, 128.65; SDSU SNA West River Nursing, 150.00; Securus Technologies Inc, 18418.01; Servall Uniform/Linen Co, 3644.54; Shannon Rittberger, 125.00; Sheri Law Office Prof LLC, 2115.49; Sherwin Williams Paints, 212.32; Sign Express, 760.84; Signs Now, 3213.11; Silver Star Septic LLC, 150.00; Simon Contractors Of South Dakota Inc, 51799.35; Simpson's Printing, 196.00; Smoot

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

& Utzman, 726.82; Snap On Tools, 150.60; Solemate Shoes And Uniform Center, 384.65; South Creek Village, 193.00; Stan Houston Equipment, 332.39; Star Dust Motel, 400.00; Stephanie Olson, 293.16; Stephanie Sorensen, 139.02; Steven James Tish, 95.83; Sturdevant's Auto Parts, 2107.46; Sturdevant's Refinish, 122.99; Sturgis ATV LLC, 1153.01; Summit Signs & Supply Inc, 91.4; Sun Life Financial, 90676.16; Sundial Square Apartments, 515.00; Swiftec Inc, 8736.00; Synch/Amazon, 100.31; Tanglewood Properties LLC, 50.00; Teresa L Fink, 856.80; Tessco Incorporated, 93.34; The Hartford, 2694.88; The Law Office Of Jamy Patterson LLC, 1457.00; The Little Print Shop Inc, 66.53; Thomas Braun Bernard & Burke LLP, 2107.80; Thomson Reuters-West, 1158.38; TKRS Properties LLC, 3155.39; Todd A Love, 8683.51; Tom Vlieger, 84.84; Tophat Tinting Inc, 100.00; Total, 2715307.38; TR Jewelry Concepts, 292.00; Treetop Products Inc, 1914.74; TRI Airtesting Inc, 236.00; Truenorth Steel, 45.95; Turbiville Industrial Electric Works LLC, 1539.45; Twilight Inc, 342.84; Upper Deck Architects Inc, 1864.49; Upper Knollwood Townhouse, 547.44; Us Bank Na, 3150; Valarie O'day, 483.45; Vallette Tools Inc, 949.01; Van Norman Law Office, 1104.50; Vanway Trophy & Awards, 74.05; Vast Broadband, 125.09; Vemco, 3589.92; Venture Architects, 40287.05; Verizon Wireless, 590.26; Vfam LLC, 52.62; Victor Gust, 196.77; Wall Building Center & Construction, 539.18; Warne Chemical & Equipment Co Inc, 221.82; Watertree Inc, 908.50; Wellmark, 136024.74; Wendy T Mcgowan, 4136.73; West River Electric, 142.11; Western Communication Inc, 918.23; Western Construction Inc, 8811.53; Western Detention, 1844.50; Western Mailers, 384.09; Western Stationers Inc, 4779.22; Wex Bank, 478.04; Wex Bank, 12982.21; Wex Bank, 1173.67; Whisler Bearing Co, 141.54; Whiting Hagg Hagg Dorsey & Hagg LLP, 12048.38; Wiege Sanitation, 170.00; William A Moss Psy D LLC, 1800.00; Willy's Saw Shop LLC, 210.00; Winner Police Dept, 202.80; Winter Law Office PC, 13356.36; Wood Stock Supply, 326.22; Yan Zhang, 100.00; Yankton Co Sheriff Office, 260.00; Yankton County Treasurer, 356.25; Yardley & Co Inc, 100.00; Youth & Family Services Foundation, 100.00; Zandstra Construction Inc, 200.00.

ITEMS FROM THE PUBLIC

EXECUTIVE SESSION – 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 Buskerud and seconded by Hadcock to go into Executive session for the purpose of discussing personnel issues per SDCL 1-25-2(1) and consulting with legal counsel for pending litigation issues per SDCL 1-25-2(3). Vote: Unanimous.

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

PERSONNEL

24/7: Effective 09/16/2018 – Roberta Ellis-Stevens at \$21.04/hr. Effective 09/17/2018 – Justin Bauer at \$15.28/hr.

Buildings & Grounds: Effective 09/17/2018 – Mark Miller at \$14.54/hr.

CCADP: Effective 08/27/2018 – Austin Sorensen at \$17.68/hr.

PENNINGTON COUNTY BOARD OF COMMISSIONERS
Meeting of September 18, 2018

DOE: Effective 09/24/2018 – Kharla Vock at \$15.28/hr.

Highway: Effective 09/17/2018 – Timothy Henry at \$17.68/hr. Effective 10/01/2018 – Douglas Horst & Jay Wetzal at \$17.68/hr.

IT: Effective 09/16/2018 – Brian Uecker at \$23.71/hr. Effective 10/01/2018 – Mike Iverson at \$5904.00/mo. & Jennifer Tyre at \$4644.00/mo.

Jail: Effective 09/16/2018 - Christopher Daniel at \$23.14/hr. & Steven Little at \$13.86/hr. Effective 09/17/2018 – LaCresha BaldEagle at \$14.54/hr. & Matthew Chalk at \$16.85/hr.

MacArthur: Effective 09/24/2018 – Amanda Hermsen, Larissa Nelson-Martin, Lynsey Reese & Kathy Saulton at \$16.85/hr. & Elizabeth Perez at \$17.68/hr.

Public Defender: Effective 09/17/2018 Nicole McIntyre at \$15.28/hr.

Sheriff's Office: Effective 08/19/2018 – Jack Valentine at \$23.16/hr. Effective 09/16/2018 – Casey Kenrick at \$28.15/hr. Effective 10/01/2018 – Roger Belisle at \$8750.00/mo.

ADJOURN

MOVED by Hadcock and seconded by DiSanto to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting adjourned at 2:59 p.m.

/s/ Julie A. Pearson, Auditor

Published once at an approximate cost of _____.

Publish October 3, 2018