

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of January 15, 2019

The Pennington County Board of Commissioners met at 9:02 a.m. on Tuesday, January 15, 2019, in the Commission Chambers in the County Administration Building, Rapid City, South Dakota. Chair Deb Hadcock called the meeting to order with the following Commissioners present: Mark DiSanto, Gary Drewes, Lloyd LaCroix and Ron Rossknecht.

**REVIEW AND APPROVE AGENDA**

MOVED by Drewes and seconded by Rossknecht to approve the agenda as presented. Vote: Unanimous.

**CONSENT ITEMS**

MOVED by DiSanto and seconded by Drewes to approve the Consent Agenda as presented with the removal of item 13. Vote: Unanimous.

7. Approve the minutes of the regular meeting – January 2, 2019.
8. Reappoint Mr. John Glodt as County Constable for a two year term – Legislative District 33.
9. Accept the recommendation for appointment of Alan Van Bochove, Joyce E. Bowman, Patty Brunner, Matthew Odden, and Dallas Vos to the 2019 Extension Advisory Board.
10. Schedule a hearing at 9:15 a.m. on Tuesday, February 5, 2019, to supplement the General Fund Treasurer’s budget in the amount of \$33,000 from unassigned fund balance.
11. Schedule a hearing at 9:15 a.m. on Tuesday, February 5, 2019, to supplement the General Fund Health & Human Services Budget in the amount of \$116,921 from unassigned fund balance.
12. Schedule a hearing at 9:15 a.m. on Tuesday, February 5, 2019 to supplement the General Fund Detox/CCADP Budget in the amount of \$150,000 from unassigned fund balance.
13. Removed for separate consideration.
14. Recognize and thank the volunteers for the month of December 2018.

**End of Consent Agenda**

13. Approve of the 1<sup>st</sup> Quarter 2019 SLA (State and Local Agreement) with the State of South Dakota: MOVED by LaCroix and seconded by DiSanto to approve of the 1<sup>st</sup> Quarter 2019 SLA (State and Local Agreement) with the State of South Dakota. Vote: Unanimous

**ITEMS FROM AUDITOR**

A. 9:15 A.M. PUBLIC HEARING BUDGET SUPPLEMENT SP19-001: MOVED by LaCroix and seconded by Drewes to approve a supplement to the MacArthur Fund State’s Attorney and Sheriff’s budgets in the amount of \$638,000 from restricted fund balance. Vote: Unanimous.

**ITEMS FROM SHERIFF’S OFFICE**

A. DECLARE SEVEN (7) VEHICLES AS SURPLUS PROPERTY FOR THE PURPOSE OF TRADE: MOVED by Drewes and seconded by LaCroix to declare the seven vehicles as presented as surplus property for the purpose of trade in towards the 2019 vehicle replacement purchase: 2013 Chevy Tahoe Asset #84423, 2013 Chevy Tahoe Asset #84306, 2009 Ford E250 Asset #72092, 2013 Ford Taurus Asset #04547, 2009 Ford F250 Asset

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- #42808, 2013 Dodge Caravan Asset #02673 and 2015 Ford Explorer Asset #07875. Vote: Unanimous.
- B. DECLARE THREE (3) VEHICLES AS SURPLUS PROPERTY TO BE TURNED OVER TO THE INSURANCE COMPANY: MOVED by Rossknecht and seconded by DiSanto to declare the three vehicles as presented as surplus property to be turned over to the insurance company in return for a check for a total of approximately \$26,475: 2010 Chevy Traverse Asset #03713, 2013 Chevy Impala Asset #09736 and 2010 Chevy Impala Asset #04255. Vote: Unanimous.
- C. BUDGET SUPPLEMENT SP19-004 – GENERAL FUND LAW ENFORCEMENT BUDGET (PUBLIC HEARING TO BE SCHEDULED AT 9:15 A.M. ON FEBRUARY 5, 2019): MOVED by DiSanto and seconded by Rossknecht to schedule a hearing at 9:15 a.m. on Tuesday, February 5, 2019, to supplement the General Fund Law Enforcement Budget in the amount of \$26,675 from unassigned fund balance. Vote: Unanimous.
- D. REQUEST FOR AUTHORIZATION TO ORDER AND PURCHASE EIGHT (8) NEW VEHICLES: MOVED by LaCroix and seconded by Rossknecht to authorize the Sheriff's Office to order and purchase the eight vehicles as presented: Three (3) Chevy Tahoe's per State Contract #17254 from Liberty Chevrolet LLC., Sturgis, SD., for a total of \$108,372; Two (2) Chevy Malibu's per State Contract #17254 from Liberty Chevrolet LLC., Sturgis, SD., for a total of \$35,182; One (1) Chevy Express Transport Van per State Contract #17254 from Liberty Chevrolet LLC., Sturgis, SD., for a total of \$29,733; One (1) Dodge Charger per State Contract #17259 from Liberty Chrysler Center LLC., Rapid City, SD., for a total of \$25,789; & One (1) Dodge Ram 1500 Special Service Truck per State Contract #17259 from Liberty Chrysler Center LLC., Rapid City, SD., for a total of \$29,783. Vote: Unanimous.
- E. BUDGET SUPPLEMENT SP19-006 – GENERAL FUND SEARCH & RESCUE BUDGET (PUBLIC HEARING TO BE SCHEDULED AT 9:15 A.M. ON FEBRUARY 5, 2019): MOVED by Drewes and seconded by LaCroix to schedule a hearing at 9:15 a.m. on Tuesday, February 5, 2019, to supplement the General Fund Search & Rescue Budget in the amount of \$42,000 from unassigned fund balance. Vote: Unanimous.
- F. ESTABLISH SEARCH & RESCUE LONG-TERM EQUIPMENT RESERVE: MOVED by LaCroix and seconded by Rossknecht to establish a Search and Rescue Long-Term Equipment Reserve in the amount of \$135,000 from unanticipated over collected revenues from 2018. Vote: Unanimous.
- G. AUTHORIZATION TO PURCHASE ONE NEW CHEVROLET SUBURBAN OFF THE STATE CONTRACT #17256: MOVED by DiSanto and seconded by Drewes to continue this item until the February 5, 2019 Commission meeting. Vote: Unanimous.

**ITEMS FROM BUILDINGS & GROUNDS**

- A. JAIL EXPANSION AND REMODEL PROJECT CONSTRUCTION TESTING SERVICES PROPOSAL. REQUESTING AUTHORIZATION TO SIGN PROPOSAL FROM FMG ENGINEERING: MOVED by LaCroix and seconded by DiSanto to approve the Chair's signature to the Construction Testing Services Proposal from FMG Engineering for a total of \$19,132. Vote: Unanimous.
- B. CARE CAMPUS RESIDENTIAL TREATMENT BID RESULTS AND CONSTRUCTION AWARD (GUSTAFSON BUILDERS): MOVED by LaCroix and seconded by Drewes to

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award the Pennington County Care Campus Residential Treatment Project to Gustafson Builders for a lump sum price of \$1,899,400 contingent on receiving the additional \$700,000.00 and to authorize the Chair's signature to a contract prepared by Upper Deck Architects in accordance with project documents. Vote: Unanimous.

**ITEMS FROM EQUALIZATION**

- A. ABATEMENT APPLICATIONS - SHANKLIN, MONTOYA, ELLSWORTH DEVELOPMENT & PRAIRIE ACRES LLC (2 PARCELS): MOVED by Drewes and seconded by Rossknecht to approve the abatement applications for the following: Tax ID 18650, Sharon Shanklin - \$153.12; Tax ID 49741, Thomas Montoya - \$1,486.08; Tax ID 18610, Ellsworth Development - \$580.92; Tax ID 8009764, Prairie Acres LLC - \$34.90; Tax ID 8003125, Prairie Acres LLC - \$56.48. Vote: Unanimous.

**ITEMS FROM HEALTH & HUMAN SERVICES**

- A. NATIONAL COUNCIL FOR BEHAVIORAL HEALTH AGREEMENT TO PROVIDE CONSULTING SERVICES: MOVED by Drewes and seconded by Rossknecht to approve the first contract in the amount of \$90,320.00, for the National Council for Behavioral Health to conduct a comprehensive study, to assess the community's behavioral health services and affix the Chair's signature to the contract. Vote: Unanimous.
- B. AGREEMENT FOR MR. JIM CASTLEBERRY TO BE PROJECT COORDINATOR FOR BEHAVIORAL HEALTH STUDY: MOVED by LaCroix and seconded by Drewes to approve the agreement with Pennington County Health and Human Services and the Leona M. and Harry Helmsley Charitable Trust Grant for the Project Coordinator Position to be Mr. Jim Castleberry. Vote: Unanimous.

**ITEMS FROM HIGHWAY**

- A. AUTHORIZATION TO ADVERTISE AND LET 2019 CONSTRUCTION PROJECTS: MOVED by LaCroix and seconded by DiSanto to authorize the Highway Department to advertise and let 2019 Annual Construction Projects as follows: AGG 2019-1 Aggregate Stockpile Project (Kjerstad Pit); AGG2019-2 Aggregate Stockpile (Benchmark Pit); AC 2019 Asphalt Concrete Overlay (Radar Hill Road and 156<sup>th</sup> Ave); AST 2019 Asphalt Surface Treatment Project; ASC 2019 Asphalt Surface Crack Sealing Project. Vote: Unanimous.
- B. AUTHORIZATION TO ADVERTISE AND LET 2019 ANNUAL SUPPLIES AND MATERIALS: MOVED by LaCroix and seconded by DiSanto to authorize the Highway Department to advertise and let 2019 annual supplies and materials as follows: Aggregate Materials, Asphalt Concrete Composite, Asphalt Maintenance Materials, Pre-Cast Concrete Pipe and Bridge Products, Cutback and Emulsified Asphalt, De-Icing Sand, Fencing, Guardrail, Magnesium Chloride Solution, Seeding, Fertilizing, Mulching, and Erosion Control Blanket, Timber Bridge Material, Traffic Control Material. Vote: Unanimous.
- C. AGREEMENT FOR DE-ICING MATERIAL PURCHASES, RAPID CITY AREA SCHOOL DISTRICT 51-4: MOVED by DiSanto and seconded by LaCroix to authorize the Highway Superintendent to enter into and sign an agreement with the Rapid City Area School District 51-4 for the purchase of De-Icing material. Vote: Unanimous.

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MOVED by LaCroix and seconded by DiSanto to take a 10 minute recess. Vote: Unanimous.

**ITEMS FROM PLANNING & ZONING**

**BOARD OF ADJUSTMENT**: MOVED by Drewes and seconded by LaCroix to convene as the Board of Adjustment. Vote: Unanimous.

A. VARIANCE / VA 18-22: Jerry Burcham; Scott Burcham – Agent. To reduce the minimum required front yard setback from 25 feet to 4 feet, on the south property line, to bring an existing carport into compliance in a Suburban Residential District in accordance with Sections 208 and 509 of the Pennington County Zoning Ordinance.

E1/2W1/2SE1/4SW1/4; E1/2SE1/4SW1/4, Section 17, T2N, R8E, BHM, Pennington County, South Dakota.

MOVED by LaCroix and seconded by DiSanto to approve Variance / VA 18-22, with the following four (4) conditions. Vote: Unanimous.

1. That the applicant obtain an approved Building Permit for the existing carport, with all applicable fees paid, within thirty (30) days of approval of Variance / VA 18-22;
2. That this Variance applies only for the existing carport. All other structures must maintain the proper setbacks or obtain separate Variance(s); and,
3. That the applicant signs a Statement of Understanding within ten (10) business days of approval of Variance / VA 18-22, which is available at the Planning Office.
4. That the carport be removed at such time that Country Road is expanded.

MOVED by Drewes and seconded by LaCroix 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 LaCroix and seconded by DiSanto to approve the Planning and Zoning consent agenda as presented. Vote: Unanimous.

B. SECOND READING OF REZONE / RZ 18-07 AND COMPREHENSIVE PLAN AMENDMENT / CA 18-06: Paul and Carol Niemann. To rezone 16.70 acres from General Agriculture District to Limited Agriculture District and to amend the Pennington County Comprehensive Plan to change the Future Land Use from Planned Unit Development Sensitive to Limited Agriculture District in accordance with Sections 205, 206, and 508 of the Pennington County Zoning Ordinance.

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Lot O of SE1/4SE1/4; Lot A of SE1/4SE1/4, Section 15, T1N, R5E, BHM, Pennington County, South Dakota.

Approve of Rezone / RZ 18-07 and denial of Comprehensive Plan Amendment / CA 18-06.

**ORDINANCE NO. RZ 18-07**

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 O of SE1/4SE1/4; Lot A of SE1/4SE1/4, Section 15, T1N, R5E, BHM, Pennington County, South Dakota.

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

Dated this 15th day of January, 2019.

PENNINGTON COUNTY COMMISSION

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Deb Hadcock, Chairperson

ATTEST:

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Pennington County Auditor / Deputy

C. REQUEST TO REFUND COMPREHENSIVE PLAN AMENDMENT NOTICE OF PUBLIC HEARING LETTER FEE. Paul and Carol Niemann.

End of Consent Agenda

**PLANNING & ZONING REGULAR AGENDA**

D. SECOND READING OF REZONE / RZ 18-09 AND COMPREHENSIVE PLAN AMENDMENT / CA 18-08: Pat Hall; Brian Hammerbeck – Agent. To rezone 69.62 acres from General Commercial District and General Agriculture District to General Commercial District and to rezone 560 acres from General Commercial District, General Agriculture District and Low Density Residential District to Heavy Industrial District and to amend the

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Comprehensive Plan to change the Future Land Use from General Commercial District, Limited Agriculture District, and Low Density Residential District to General Commercial District and Heavy Industrial District in accordance with Sections 205, 206, 207, 209, 212, and 508 of the Pennington County Zoning Ordinance.

Lot 1 of NW1/4NE1/4; E1/2 of Lot A of NW1/4NE1/4; E1/2 of Lot A of E1/2NW1/4; Lot 1 of SW1/4NE1/4; NE1/4NE1/4; SE1/4NE1/4; NE1/4SE1/4; SE1/4SE1/4; W1/2; NW1/4SE1/4; and SW1/4SE1/4, Sections 32 and 33, T1N, R8E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by Drewes to approve of Rezone / RZ 18-09 and Comprehensive Plan Amendment / CA 18-08. Vote: The motion carried 4-1 with DiSanto voting no.

**ORDINANCE NO. RZ 18-09 & CA 18-08**

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 1 of NW1/4NE1/4; E1/2 of Lot A of NW1/4NE1/4; E1/2 of Lot A of E1/2NW1/4; Lot 1 of SW1/4NE1/4, Section 32, T1N, R8E, BHM, Pennington County, South Dakota.

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

NE1/4NE1/4; SE1/4NE1/4; NE1/4SE1/4; SE1/4SE1/4; W1/2; NW1/4SE1/4; and SW1/4SE1/4, Sections 32 and 33, T1N, R8E, BHM, Pennington County, South Dakota.

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

Dated this 15th day of January, 2019.

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PENNINGTON COUNTY COMMISSION

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Deb Hadcock, Chairperson

ATTEST:

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Pennington County Auditor / Deputy

- E. REQUEST TO REFUND PENALTY FEES: Jerry Burcham. MOVED by DiSanto and seconded by LaCroix to approve the request to refund penalty fees in the amount of \$800. Vote: Unanimous.
- F. MOTION TO SCHEDULE SPECIAL BOARD OF COMMISSIONER MEETING(S) REGARDING CROELL, INC.'S APPLICATIONS FOR MINING AND CONSTRUCTION PERMITS: MOVED by LaCroix and seconded by Drewes to continue this item until after the Planning Commission has rescheduled their meetings to occur on or after May 8, 2019 per the applicant's request. Vote: Unanimous.

**ITEMS FROM THE CHAIR/COMMISSION MEMBERS**

- A. NACO CONFERENCES – 2019: No action was taken on this item.

**COMMITTEE REPORTS**

- A. 2019 COMMISSION COMMITTEE LIAISON ASSIGNMENTS: No action was taken on this item.

**APPROVAL OF VOUCHERS**: MOVED by LaCroix and seconded by Drewes 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 \$4,675,139.67. Vote: Unanimous.

A & A Professional Property Management, 340.00; A & B Business Inc, 2,638.27; A & B Business Inc, 447.73; A & B Welding Supply Co, 236.57; A & B Welding Supply Co, 72.24; A To Z Shredding, 367.01; A To Z Shredding, 22.40; AAA Award, 219.00; AAA Plumbing, 221.43; Aasen Law Office, 1,865.45; Accela Inc, 48,070.00; Adams-Isc LLC, 242.22; Adams-Isc LLC, 635.90; Advanced Drug Testing Inc, 41.00; Ainsworth Benning Construction Inc, 86,468.79; Allegiant Emergency, 96.00; Allen Reuer, 1,040.00; American Correctional Association, 4,500.00; American Solutions For Business, 1,066.96; Americinn Motel, 987.00; Angela M Colbath Atty PC, 13,389.60; Anker Law Group PC, 1,835.00; Anne Fisher, 1,050.00; Applied Maintenance Supplies And Solutions, 4,267.13; At&T Mobility, 719.29; Audra Hill Consulting Inc, 11,681.29; Avi Systems Inc, 8,259.00; Axon Enterprise Inc, 2,190.00; Badlands Automotive, 436.55; Balco Uniform Co Inc, 1,492.65; Bangs Mccullen Butler Foye & Simmons LLP, 2,377.05; Barbara Hallett, 740.00; Bargain Printing, 646.15; Barnier Law Office PC, 1,396.50; Basler Printing Co, 390.00; Batteries Plus Bulbs #934, 67.86; Behavior Management Systems Inc, 2,170.00; Behrens-Wilson Funeral Home, 4,230.00; Betsey Harris, 35,698.72;

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Bettmann Hogue Law Firm Prof LLC, 1,790.58; BH Ammunition Inc, 40,360.00; BH Chemical Company Inc, 4,428.77; BH Chemical Company Inc, 148.39; BH Energy, 5,767.19; BH Energy, 111.92; BH Energy, 25,043.80; BH Energy, 45,453.33; BH Oral & Maxillofacial Surgery PC, 408.98; BH Orthopedic & Spine Center PC, 694.02; BH Services Inc, 389.81; BH Urgent Care LLC, 330.00; BH Window Cleaning Inc, 22,000.00; Biddle Consulting Group Inc, 3,500.00; Black Creek Integrated Systems Corp, 16,437.50; Black Hawk Marine, 209.99; Black Hawk VFD, 755.00; Bob Barker Company Inc, 9,770.77; Border States Electric, 244.99; Brant Glader, 50.00; Brian Freeouf, 415.29; Bridgette R Banks, 1,199.65; Brooke Haga, 180.00; Brosz Engineering Inc, 6,892.50; Budget Inn, 200.00; Carol Butzman Consulting Services LLC, 225.00; Carolyn Olson, 5,175.00; Carquest Auto Parts, 286.28; Carquest Auto Parts, 40.81; Cash-Wa Distributing, 1,729.16; Cat's Cleaning, 40.00; CBM Food Service, 126,401.78; CDW Government Inc, 88,604.07; Century Link, 259.92; Children's Home Society, 4,250.00; Chris Supply Co Inc, 187.02; Chris Supply Co Inc, 24.74; Christina Runs Against, 8.82; Cindy Stolte Brown, 190.00; City Of Box Elder, 292.81; City Of New Underwood, 1,284.90; City Of Rapid City, 62,642.12; City Of Rapid City, 19,033.33; City Of Rapid City -Water, 354.88; City Of Rapid City -Water, 206.75; City Of Rapid City -Water, 297.21; City Of Wall, 144.00; Clayborne Loos & Sabers LLP, 329.47; Climate Control Systems And Service LLC, 25,488.78; Climate Systems Inc, 4,552.13; Clinical Laboratory Of The Black Hills, 3,378.78; Clinton Lester, 100.00; CM Detention Products LLC, 546.52; CMC Rescue Inc, 1,630.30; Community Health Center Of The Black Hills Inc, 477.00; Connections Inc EAP, 1,170.68; Contractors Supply Inc, 31.97; Copy Country, 38.00; Copy Country, 63.85; Coremr LC, 981.00; Cornerstone Apartments, 256.00; Correct RX Pharmacy Services Inc, 35,697.53; Costello Porter Et Al, 6,011.93; Countryside Property Management LLC, 2,112.00; Crescent Electric Supply, 2,884.85; Crescent Electric Supply, 64.00; Croell Inc, 368.50; Crum Electric Supply, 229.99; Culligan Water, 280.00; Cynthia M Weichmann, 389.65; D&M Property Management, 330.00; Dakota Business Center, 3,256.31; Dakota Fluid Power Inc, 32.15; Dakota Plains Legal Services Inc, 28,750.00; Dakota Sports, 44.40; Dakota Supply Group Inc, 2,077.81; Dale's Tire & Retreading Inc, 4,332.53; Dan Larson, 100.00; Daniel Christ Paschke, 3,339.60; Daniel H MCGough, 11,975.49; Darcy Lockwood, 67.50; Data Management Inc, 4,883.00; David H Grow, 7,846.39; De Castro Law Office PLLC, 517.00; Dean Schaefer, 357.00; Deanna K Clayborne, 121.60; Delta Dental Of South Dakota, 36,660.42; Demersseman Jensen Tellinghuisen & Huffman LLP, 2,914.00; Dennis Supply - RC, 3,793.68; Denny Menholt Chevrolet, 410.43; Denny Menholt Chevrolet, 1,530.18; Diamond Mowers Inc, 92.18; Diamond Vogel Paint Center, 44.33; Diane Coon, 863.20; Diann Asher, 362.50; Diesel Machinery Inc, 25.25; Dillon Law Office, 1,052.80; Dlt Solutions LLC, 5,507.85; Driftwood Estates, 300.00; Duffy Law Firm Prof. LLC, 10,332.70; Eagle Ridge Apartments I, 773.00; Eddie's Truck Sales Inc, 1,746.39; Edelweiss Mtn Improvement Asscociation, 2,700.00; Edgewood Estates LP, 597.00; Edmo Distributors Inc, 707.00; Edwin Schulz, 233.58; Emmet Vliem, 680.00; Eprovider Solutions, 229.60; Estes Park Apartments, 260.00; Everbridge Inc, 18,000.00; Evergreen Office Products, 31.90; Evergreen Office Products, 46.77; Executive Mgmt Fin Office, 74.25; Executive Mgmt Fin Office, 794.57; Exhaust Pros, 235.00; Farmer Brothers Coffee, 494.06; Fastenal Company, 69.00; Federal Express, 14.44; Federal Supply Usa, 822.50; First American Title Co, 4,590.00; First Interstate Bank, 1,408.32; First Interstate Bank, 588.52; First Interstate Bank, 385.29; First Interstate Bank, 2,431.49; First Interstate Bank, 281.36; First Interstate Bank, 5,334.30; First Interstate Bank,



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284.44; First Interstate Bank, 4,120.56; First Western Insurance, 216.00; Flaghouse Inc, 145.32; Foley's Custom Print, 32.50; Foothills East Apartments, 795.00; Forterra Pipe & Precast, 38,992.00; Forterra Pipe & Precast, 23,074.00; French's Upholstery, 332.00; Fresh Start Carpet Care, 1,494.68; Frontier Auto Glass LLC, 202.93; Frontier Precision Inc, 2,611.37; Furniture Mart, 10,045.00; G & H Distributing - RC, 482.61; G & R Controls Inc, 640.82; Galls LLC, 373.99; Gary A. Rini & Associates LLC, 3,000.00; George L Tennyson, 3,083.78; George R Cameron, 2,046.85; Global Tel'link, 6.77; Globe & Map Shop LLC, 2,329.00; Godfrey Brake Service And Supply Inc, 140.95; Godfrey Brake Service And Supply Inc, 645.66; Golden West Companies, 1,394.88; Golden West Technologies, 135,141.54; Great Western Tire Inc, 1,804.14; Gregory Swanson, 297.76; Grey & Eisenbraun Law Prof LLC, 6,336.10; Grimm's Pump Service Inc, 123.85; Grizzly Industrial Inc, 581.89; Gunderson Palmer Nelson And Ashmore LLP, 996.00; H&S Uniforms And Equipment LLC, 108.00; Hainesway Apartments/BHPM, 300.00; Hardy Reynolds Law Group LLC, 893.00; Harveys Lock Shop, 12.00; Heartland Paper Company, 16,404.53; Heather Pressley, 7.81; Heather Pressley, 58.00; Helene Duhamel, 19.32; Hill City Prevailer, 2,598.37; Hills Septic Service, 195.00; Hillyard/Sioux Falls, 2,001.18; Hilt Construction Inc, 2,229.19; Honeywell Inc, 10,482.33; Horwath Laundry Equipment, 1,271.54; Hubert Ebel, 5,979.50; Humane Society Of The Black Hills, 4,166.67; LACP, 1,225.00; LAED, 170.00; Idemia Identity & Security Use LLC, 9,402.00; Image All LLC, 2,362.50; Image Up Creative Services LLC, 272.86; Indoff Inc, 1,780.42; Inland Truck Parts, 560.15; Interstate All Battery Center, 236.20; Intoximeters Inc, 168.75; Ione Wolf, 485.75; Iowa Sex Crimes Inv Assoc, 150.00; J&L Flooring LLC, 90.00; Jamin Hartland, 110.53; Jantech LLC, 530.00; Jean M Cline, 2,407.30; Jeffries Law Office PC, 1,034.94; Jenner Equipment Co, 1,595.34; Jeremiah J Davis, 4,982.80; Jessica Mutschelknaus, 115.00; Jessie Drury, 75.00; Jim Bohn, 10.50; Jims Private Utility Locating, 112.50; JJ Johnson's Rentals, 240.00; JJ's Engraving & Sales, 37.00; JLZ LLC, 49.36; JLZ LLC, 9,998.40; Joan Lindstrom, 245.00; Jody H Speck, 2,683.70; Johnson Controls, 3,438.60; Johnson Controls Fire Protection LP, 2,965.00; Johnson Controls Fire Protection LP, 27,326.94; Johnstone Supply, 420.91; Jonathan Cochran, 100.00; Justice Benefits Inc, 740.96; Karl's Appliance, 232.49; Kathy Davis, 637.50; Kayla L Maruska, 820.20; Kenneth Little Thunder, 206.44; Kent Pomplun, 21.84; Kevin E Kirschenmann, 665.00; Kieffer Family Dental PC, 127.00; Kieffer Sanitation/A Waste Management Co, 2,913.56; Kieffer Sanitation/A Waste Management Co, 307.14; Kiesler Police Supply Inc, 802.60; Kimball Midwest, 1,298.70; Kimball Midwest, 328.57; Kimberly K Johnson, 1,710.00; Kimberly Suckow, 4.20; Kimberly Suckow, 8.40; Kirk Funeral Home, 1,700.00; K-Mart, 34.99; Knecht Home Center Inc, 1,893.76; Knecht Home Center Inc, 90.02; Knight's Quality Welding, 225.00; Knollwood Heights Apartments, 142.00; Knollwood Townhouse Properties, 182.00; Knollwood Townhouse Properties, 342.00; Kone Inc, 8,598.54; Konica Minolta Premier Finance, 156.19; Lands' End Business Outfitters, 384.17; Language Line Services, 458.01; Laubach Law Office Prof LLC, 2,773.00; Lawrence D Beezley, 310.00; Lawson Products Inc, 292.19; Leadsonline LLC, 4,194.00; Lewis & Clark Behavioral Health Services, 165.00; Liberty Import Center LLC, 19,883.00; Linda J Nohr, 3,115.00; Lingo Communications LLC, 69.02; Linton Clarke, 173.88; Lisa Schafer, 210.00; Lisha Smith, 8.40; Lowe Roofing Incorporated, 200.00; Lowe's, 538.72; Lucille M Lewno, 849.38; Lutheran Social Services Of Sd, 61,893.49; Lynn Jackson Schultz & Lebrun PC, 9,067.37; Macnally Law Offices Prof LLP, 16,141.89; Madison House LLC, 240.00; Manlove Psychiatric Group, 10,795.35; Maplewood Townhouses, 199.00; Marcia Whiting,

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1,849.62; Marco Inc, 1,143.83; Marco Inc, 31.84; Marco Inc, 3,237.50; Marco Inc, 440.19; Mark J Enright, 74.53; Mark Katterhagen, 67.50; Mary Anderson, 6.72; Mary Rae Seifert, 1,220.00; Masters Awards, 12.00; Matheson Tri-Gas Inc, 349.01; Matthew Bender & Co Inc, 700.00; Matthew Mendel Ph.D. P.C, 3,510.00; Matthew T Stephens, 6,656.00; Megas Propane LLC, 902.28; Mckesson Medical - Surgical Inc, 224.51; Mckie Ford Inc, 492.41; Medical Waste Transport Inc, 344.99; Medical Waste Transport Inc, 768.12; Medline Industries Inc, 2,283.07; Melissa J Rupert, 2,223.00; Menards, 1,162.93; Menards, 202.87; Mes Companies, 385.00; MG Oil Company, 31,130.64; MG Oil Company, 3,987.06; Michael L Schwendeman, 13,824.58; Michael R Pesicka, 480.00; Midcontinent Communications, 1,251.95; Midcontinent Communications, 8.84; Midcontinent Communications, 2,208.14; Midcontinent Testing Lab, 276.00; Mid-States Organized Crime Center, 250.00; Midwest Marketing LLC, 816.00; Mike Bowman, 100.00; Mike Goetz, 250.00; Mikelson Law Office, 263.80; Mikki Mogensen, 3.36; Mobil Satellite, 1,530.00; Moore Medical Corp, 2,260.04; Morse Watchmans Inc, 114.50; Motive Magic Windshield Repair, 275.00; Motorola Solutions Inc, 97,888.34; Motorola Solutions Inc, 96,259.50; Mr Electric Of The Black Hills, 1,688.29; Mt Rushmore Telephone Co, 47.50; Murphy Law Office PC, 705.51; National District Attorney's Association, 1,167.00; Native Sun News, 60.00; Native Sun News, 60.00; Ncs Pearson Inc, 57.00; Nelson Law, 11,737.07; Networkfleet Inc, 37.90; Newman Signs Inc, 12,817.02; Nicolas Quettier, 612.00; North Central Supply Inc, 6,135.65; Northern Truck Equipment, 270.00; Northwest Pipe Fitting Inc, 16,282.48; Northwestern Engineering Company, 300.00; Office Depot, 707.18; Olson Construction Inc, 20,303.92; O'Reilly Auto Parts, 28.66; Otis Elevator Co, 5,172.63; Pacific Steel & Recycling, 47.18; Pacific Steel & Recycling, 140.96; Parr Law PC, 1,203.20; Patrick Krantz, 100.00; Paul Paulsen, 231.00; Pederson Law Office LLC, 40,025.51; Peggy K Hettick, 180.00; Penn Co Bldgs & Grds Petty Cash, 48.61; Penn Co Commissioners Petty Cash, 47.38; Penn Co Council On Aging, 6,127.00; Penn Co Equalization Petty Cash, 21.20; Penn Co Extension Petty Cash, 196.00; Penn Co Health & Human SV Petty Cash, 121.30; Penn Co Highway Petty Cash, 39.20; Penn Co Jail Petty Cash, 1,068.99; Penn Co Sheriff Petty Cash, 763.65; Penn Co States Atty Petty Cash, 270.56; Penn Co States Atty Petty Cash, 11.70; Pennington County Courant, 2,874.13; Pennington County Housing & Redevelopment, 1,606.38; Pharmchem Inc, 399.70; Philip Fanara, 252.75; Philips Healthcare - A Division, 16,600.00; Phoenix Group Of Virginia Inc, 339.00; Phoenix Supply LLC, 969.51; Pillen Optical Inc, 135.00; Pine Lawn Memorial Park Inc, 800.00; Pioneer Bank & Trust, 1,536.02; Pioneer Bank & Trust, 2,455.45; Pioneer Bank & Trust, 2,461.84; Pioneer Bank & Trust, 1,877.87; Pioneer Bank & Trust, 1,599.26; Pitney Bowes Reserve Account, 2,753.23; Pitney Bowes Reserve Account, 1,150.00; Ponderosa Screen Printing And Embroidery, 808.00; Power DMS, 7,688.76; Power House, 662.15; Power House, 495.95; Prairie Auto Parts Inc, 1,317.68; Prairie Tree Consolidated LLC, 240.00; Presidents Specialty Health Care Supplies, 414.20; Price Motel, 380.00; Print Mark-Et, 326.50; Priority Dispatch Corp, 21,600.00; Priscilla M Sayles, 100.00; Professional Computer Services LLP, 943.00; Proforma Screening Solutions LLC, 68.00; Quill Corporation, 29.26; Rachel Waddell, 108.00; Radiology Associates Professional LLC, 536.42; Rainbow Gas Company, 5,844.50; Randal E Connelly, 2,055.54; Rapid Creek Apartments, 258.00; Rapid Delivery Inc, 115.00; Rapid Rooter, 370.00; Rapid Valley Vfd, 4,000.00; RC Area School Dist 51-4, 1,217.65; RC Area School Dist 51-4, 924.27; RC Fire & Emergency Services, 7,889.01; RC Journal - Advertising, 5,675.54; RC Journal - Advertising, 1,452.66; RC Medical Center

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LLC, 332.04; RC Pizza Ranch, 345.82; RC Police Dept-Evidence, 5,488.00; RC Regional Hospital Inc, 7,098.87; RC Regional Hospital Inc, 1,844.00; RC Regional Hospital Education & Development, 475.00; RC Winair, 347.98; RDO Equipment Co, 1,289.82; RDO Equipment Co, 184.16; Record Storage Solutions, 216.99; Redwood Toxicology Inc, 1,412.31; Regional Health, 828.58; Regional Health Home Plus Pharmacy, 5,297.98; Regional Health Reference Laboratory, 4,664.41; Regional West Medical Center, 1,076.60; Reliance Telephone Inc, 11.20; Rensch Law Office, 3,375.52; Ricoh USA Inc, 200.95; Ricoh USA Inc, 227.17; Ridgestone LLC, 300.00; RO Investigation And Research LLC, 1,172.50; Rochester Armored Car Company Inc, 439.03; Rochford Fire Protection District, 200.00; Rosenbauer South Dakota LLC, 123.76; Rosenbaum's Signs & Outdoor Advertising Inc, 6,404.23; Runnings Supply Inc, 54.75; Runnings Supply Inc, 101.98; Rushmore Communications, 86.17; Russel Sortland, 1,262.67; Russell H Payton, 987.95; Safety Kleen Systems Inc, 713.68; Sam N Clauson, 1,002.52; Sand Scripts, 77.00; Sanitation Products Inc, 211.78; Satellite Tracking Of People LLC, 12,307.75; Savanna Starkey, 150.00; Scenic Township, 1,725.00; Scott Weyer, 23.10; Scovel Psychological, 1,875.00; SD Assoc Of Co Hwy Supt, 500.00; SD Council Of Community Behavioral Health, 1,804.21; SD Dept Of Ag. (Rodent), 500.00; SD Dept Of Health, 333.00; SD Dept Of Labor, 1,682.00; SD Dept Of Public Safety, 86.00; SD Dept Of Revenue, 7,924.13; SD Dept Of Revenue, 1,621,961.91; SD Dept Of Revenue, 15,148.00; SD Dept Of Transp-Finance, 231,950.82; SD Dept. Of Military, 1,805.00; SD Federal Property Agency, 200.00; SD Firefighters Assn Inc, 50.00; SD One Call Board, 72.45; SD Rose Inn, 185.00; SD Sheriff's Association, 3,528.44; SD State's Attorneys Association, 2,250.00; SDACC, 17,661.00; SDN Communications, 1,008.80; Security Inform Systems, 1,990.00; Securus Technologies Inc, 1,588.00; Servall Uniform/Linen Co, 3,481.02; Shaun Woolett, 40.32; Sherwin Williams Paints, 355.01; Sign Express, 2,846.53; Signs Now, 100.00; Silver Star Septic LLC, 150.00; Simpson's Printing, 4,110.00; Skillpath Seminars, 447.00; Skinner Law Office PC, 8,147.25; Smoot & Utzman, 52.50; Solemate Shoes And Uniform Center, 135.13; Sound Pro, 5,245.99; Stan Houston Equipment, 716.00; Star Dust Motel, 390.00; State Bar Of South Dakota, 640.00; State Bar Of South Dakota, 6,180.00; Sturdevant's Auto Parts, 4,041.87; Sturdevant's Auto Parts, 140.72; Sturdevant's Refinish, 139.38; Sturgis ATV LLC, 1,650.70; Summit Signs & Supply Inc, 135.25; Surgical Solutions PLLC, 1,605.27; Survival Armor Inc, 1,729.72; Swissphone LLC, 359.19; Synch/Amazon, 2,832.11; Team Chevrolet Gmc Toyota, 29,148.00; Teresa L Fink, 742.65; Terri Phelps, 190.00; Tessco Incorporated, 1,141.28; Thad Mason, 500.00; The Hartford, 2,616.37; The Law Office Of Jamy Patterson LLC, 9,747.80; The Little Print Shop Inc, 539.77; The Medicine Shoppe, 62.09; Thomson Reuters-West, 9,658.01; Timothy J Pavek, 2,040.71; Titan Machinery Ppa, 645.00; TKRS Properties LLC, 1,324.37; TKRS Properties LLC, 2,070.46; Todd A Love, 6,803.44; Tom Vlieger, 69.30; Tomac & Tomac PLLC, 791.10; Tony Harrison, 1,115.00; Tonya Lore, 250.00; Transource Truck & Equipment Inc, 185.87; Travelodge - Rapid City, 400.00; Trista Dupres, 204.00; Ts Government Solutions LLC, 147.50; Twilight Inc, 54.29; Ty Ferley, 340.00; Tyler Technologies, 42,230.00; Uline, 9,638.35; Unified Judicial System, 2,820.00; Upper Deck Architects Inc, 11,508.21; US Bank Na Fees, 1,500.00; Valarie O'Day, 19.00; Valdean Fuelling, 2,975.82; Valerie Christine Poirier, 1,408.73; Valley Village Park, 400.00; Vanway Trophy & Awards, 290.25; Vast Broadband, 224.93; Vast Broadband, 761.25; Vemco, 4,793.00; Venture Architects, 22,868.82; Verizon Wireless, 215.01; Verizon Wireless, 168.86; Verizon Wireless, 274.02; Walkenhorst's, 484.00; Wall Badlands

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Chamber Of Commerce, 50.00; Wall Building Center & Construction, 81.29; Wall VFD, 719.07; Watertree Inc, 882.00; Weldon Travis Lasseter, 177.66; Wellmark, 183,475.01; Wendy T McGowan, 5,192.76; West River Anesthesiology Consultants PC, 544.76; West River Electric, 266.81; West River Hospitality LLC, 300.00; Western Communication Inc, 3,100.53; Western Mailers, 242.69; Western Pathology Consultants PC, 1,000.00; Western Stationers Inc, 13,347.03; Western Thrifty Inn LLC, 150.00; Western Truck & Equipment Sales, 7,825.00; Wex Bank, 765.89; Wex Bank, 3,156.51; Wex Bank, 4,707.44; Whisler Bearing Co, 129.10; Whisler Bearing Co, 118.61; Whisper Rock Apartments, 230.00; Whiting Hagg Hagg Dorsey & Hagg LLP, 30,695.16; Wiege Sanitation, 250.00; William A Moss Psy D LLC, 2,700.00; William D Stratford Jr MD PC, 9,200.00; Windy Flats Rubble Site, 80.00; Winner Police Dept, 445.60; Winter Law Office PC, 12,746.40; Wood Stock Supply, 757.46; Working Against Violence, 8,916.00; Yankton Co Sheriff Office, 250.00; Yankton County Treasurer, 118.75; Z & S Dust Control System, 1,310.77; Zuercher Technologies LLC, 14,835.02; Zuercher Technologies LLC, 133,901.29.

**ITEMS FROM THE PUBLIC**

**EXECUTIVE SESSION – SDCL 1-25-2**

A. Contractual / Pending Litigation per SDCL 1-25-2(3)

B. Personnel per SDCL 1-25-2(1)

MOVED by LaCroix and seconded by DiSanto to go into executive session for the purpose of consulting with legal counsel regarding contractual / pending litigation per SDCL 1-25-2(3) regarding Croell Inc. Vote: Unanimous.

MOVED by DiSanto and seconded by LaCroix to come out of Executive Session. Vote: The motion carried 4-0 with Rossknecht absent.

**AUDITOR’S ACCOUNT OF THE TREASURER:** To the Pennington County Board of Commissioners, I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer as of December 31, 2018: Total balances of checking/savings accounts, 11,407,084.85; Total balance of Treasurer’s Office safe cash, 13,400.00; Wells Fargo Securities Investments, 3,552,936.12; Total certificates of deposit, 3,283,620.37; Total Prime Value Investment, 23,935,721.58; Total petty cash, 16,315.00; Total NSF Paid, 162.40; Total long/short, (443.53); Total, 42,208,796.79. Submitted by Lori Wessel, Deputy Auditor.

**PERSONNEL**

Auditor: Effective January Pay Period – Cindy Mohler at \$7,111.00/mo.

Buildings & Grounds: Effective January Pay Period – Jason Enders at \$27.03/hr. Effective 1/20/2019 – Shannon Clyde at \$15.78/hr.

CCADP: Effective January Pay Period – Connie Flagg at \$19.47/hr., Elizabeth Hansen at \$18.51/hr., Amy McGlade at \$22.77/hr., Bryson Schwartz at \$22.50/hr. and Sammi Tivis at \$18.29/hr. Effective 1/2/2019 – Julian Hernandez at \$17.20/hr. and Sara Maher at \$18.95/hr.

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E911: Effective 12/16/2018 – Beverly Walker at \$28.41/hr. and Donna Nordell at \$31.38/hr. Effective 1/20/2019 – Kelsey Davis at \$18.95/hr. and Janice Jenness at \$20.90/hr.

Equalization: Effective January Pay Period – Rebekah Sproed Bump at \$20.41/hr. and Luanne Thovson at \$27.50/hr. Effective 12/16/2018 – Melissa Lehmann at \$23.04/hr.

HHS: Effective January Pay Period – Brenda Dahlke at \$31.86/hr. and Debra Jensen at \$4,462.00/mo.

Highway: Effective January Pay Period – Aaron Eagle at \$23.35/hr., Ralph Rice at \$19.45/hr., Duane Scott at \$21.75/hr. Effective 1/1/2019 – Mark Schock at \$6714.80/mo. Effective 1/2/2019 – Dustin Linstrom at \$18.05/hr. Effective 2/1/2019 – Connie Bertolotto at \$4,688.58/mo.

IT: Effective January Pay Period – Amalia Hertel at \$23.91/hr. Effective 1/7/2019 – Riley Kuhl at \$16.38/hr.

Jail: January Pay Period – Spencer Alden at \$22.22/hr., Wade Anderson at \$6,629.87/mo., Adam Couture at \$27.69/hr., Daniel Espinosa-Cariveau, Keith Fenner, Andrew Nyblom and Ronald Wilson at \$22.77/hr., Jessica Gregory at \$23.91/hr., Brooke Haga at \$7,052.80/mo., Angela Williamson at \$19.48/hr., Mark Steele at \$18.98/hr. and Nick Novak at \$18.52/hr. Effective 12/16/2018 – Allison Morrisette at \$21.94/hr. Effective 1/2/2019 – Aaron Antoine at \$16.38/hr., Scott Craig and Jared Doyle at \$21.94/hr. and Sandra Lauer at \$25.40/hr. Effective 1/20/2019 Christine Heying at \$16.58/hr., Rebecca Rose at \$25.40/hr., and Sean Stecher at \$26.68/hr.

Planning & Zoning: Effective 2/18/2019 – Jason Theunissen at \$20.90/hr.

Public Defender: Effective January Pay Period – Susan Goodhue at \$20.65/hr. and Matthew Rappold at \$5,807.00/mo.

Register of Deeds: Effective January Pay Period – Tonya Boal at \$16.99/hr. and Linda Boal at \$17.21/hr.

Sheriff's Office: Effective January Pay Period – Sue Fox at \$24.80/hr., Brandon Akley and Eric Fenton at \$23.91/hr., Roberta Ellis-Stevens at \$22.30/hr., Taylor Sperle at \$28.74/hr. and Kraig Wood at \$6,574.41/mo. Effective 1/2/2019 – Jeremy Milstead and David Riley at \$21.94/hr.

State's Attorney: Effective January Pay Period – Kathryn Ackerson, Madison Preble and Katrina Williamson at \$20.65/hr., Nicole Graff at \$20.92/hr., Timothy Snyder \$5,735.60/mo. Effective 1/8/2019 – Jennifer Keller-Bradford and Kymberley Pearce at \$13.48/hr.

Treasurer: Effective January Pay Period – Annette Brant at \$6127.22/mo. Effective 12/26/2018 – James Cross at \$16.38/hr. Effective 1/21/2019 – Autumn Strickland at \$17.20/hr. and Tina Sun at \$18.05/hr. Effective 1/22/2019 – Miles Penticoff at \$16.38/hr.

Weed & Pest: Effective January Pay Period – Craig Smith at \$23.69/hr.

WSDJSC: Effective January Pay Period – Michael Blizzard at \$15.42/hr., Michele Cummings at \$31.04/hr. and Timothy Lindblom at \$35.06/hr.

**ADJOURN**

MOVED by LaCroix and seconded by DiSanto to adjourn the meeting. Vote: The motion carried 4-0 with Rossknecht absent. There being no further business, the meeting adjourned at 12:31 p.m.

/s/ Julie A. Pearson, Auditor

Published once at an approximate cost of \_\_\_\_.

Publish January 30, 2019

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