

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of September 20, 2019

The Pennington County Board of Commissioners met at 9:00 a.m. on Friday, September 20, 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: Gary Drewes, Lloyd LaCroix and Ron Rossknecht.

**REVIEW AND APPROVE AGENDA**

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

**CONSENT ITEMS**

MOVED by Drewes and seconded by Rossknecht to approve the Consent Agenda. Vote: Unanimous.

7. Approve the minutes of the regular meeting September 3, 2019.
8. Postpone indefinitely a resolution to support the creation of a Tax Increment Financing District in Hill City for the development of affordable housing.
9. Board approval/Chair Signature on the 2020 Community Development Block Grant application for additional rent and deposit assistance.
10. Approval of the Adopt-A-Highway Application for a portion of Old Hill City Road by Black Hills Energy.
11. Recognize and thank the volunteers for the month of August 2019.

End of Consent Agenda

**RESOLUTION: TO APPROVE A SOLID WASTE OR MEDICAL WASTE TRANSPORTATION FACILITY (RAPID CITY REGIONAL HOSPITAL) MR. DAVID ELLENBECKER, VP OF FACILITIES MANAGEMENT:** MOVED by Drewes and seconded by Rossknecht to authorize the Chair's signature on resolution to approve a Solid Waste or Medical Waste Transportation Facility for Rapid City Regional Hospital to be located at 353 Fairmont Blvd, Rapid City, SD 57701. Vote: Unanimous.

**PENNINGTON COUNTY RESOLUTION  
A RESOLUTION TO APPROVE A SOLID WASTE OR MEDICAL WASTE  
TRANSPORTATION FACILITY**

**WHEREAS**, Regional Health desires to establish a medical waste processing and sterilizing facility for the purpose of solid waste or medical waste shredding and sterilization at 353 Fairmont Blvd, Rapid City, SD, and

**WHEREAS**, the siting of this proposed facility is not in conflict with any established zoning laws or ordinances; and

**WHEREAS**, Regional Health will file a solid waste application with the South Dakota Department of Environment and Natural Resources (DENR); and

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**WHEREAS**, DENR will review that application to determine that the facility can be operated within the South Dakota laws and regulations; and

**WHEREAS**, DENR may recommend the approval of the permit with conditions adequate to safeguard the environment; and

**WHEREAS**, the Board of Minerals and Environment will review, modify, approve or deny the permit if the tentative recommendations and/or conditions of the permit are contested by any interested party; and

**WHEREAS**, the County Commission of Pennington County is required by South Dakota law SDCL 34A-6-103 to approve of a solid waste or medical waste processing facility prior to the issuance of a solid waste permit.

**NOW THEREFORE BE IT RESOLVED** by the Pennington County Board of Commissioners of Pennington County, SD hereby approves operation of the proposed facility to be operated under the terms of a solid waste permit to be issued by the Board of Minerals and Environment.

Dated this 20<sup>th</sup> day of September, 2019

/s/ Deb Hadcock, Chair  
Pennington County Board of Commissioners

ATTEST: (SEAL)  
/s/ Cindy Mohler, Auditor

**EXECUTIVE SESSION – SDCL 1-25-2**

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

MOVED by Drewes and seconded by Rossknecht to go into Executive Session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel regarding a contractual matter. Vote: Unanimous.

MOVED by LaCroix and seconded by Drewes to come out of Executive Session. Vote: Unanimous.

**ITEMS FROM BUILDING & GROUNDS**

A. PENNINGTON COUNTY FAIRGROUNDS STALL BARN BID RESULTS AND CONSTRUCTION CONTRACT AWARD:

MOVED by Drewes and seconded by Rossknecht to reject all bids opened on September 10, 2019 in regard to the Pennington County Fairgrounds Stall Barn Addition due to the failure of the Hill City Prevailor, an official legal newspaper of the County, to publish the advertisement for bids as required by South Dakota Codified Law §5-18A-14. Vote: Unanimous.

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MOVED by LaCroix and seconded by Drewes to authorize Mike Kuhl, Director of Pennington County Buildings and Grounds, to re-advertise for bids on the Pennington County Fairgrounds Stall Barn Addition. Vote: Unanimous.

**ITEMS FROM AUDITOR**

A. 9:15 A.M. PUBLIC HEARING: SP 19-017 MACARTHUR FUND STATES ATTORNEY BUDGET SUPPLEMENT: MOVED by LaCroix and seconded by Rossknecht to approve a supplement in the amount of \$150,000 to the 2019 MacArthur Fund State's Attorney Budget from Current Year Revenue. Vote: Unanimous.

**ITEMS FROM HUMAN RESOURCES**

- A. NEOGOV PERFORM MODULE CONTRACT: MOVED by Hadcock and seconded by Rossknecht to approve the Chair's signature on the agreement to implement the NeoGov Perform Module in 2020. Vote: Unanimous.
- B. RELIAS TRAINING PLATFORM CONTRACT: MOVED by LaCroix and seconded by Drewes to approve the Chair's signature on the agreement to implement the Relias Training and Development platform in 2020. Vote: Unanimous.

**ITEMS FROM COMMISSION OFFICE MANAGER**

A. STEPPING UP INITIATIVE RESOLUTION: MOVED by Drewes and seconded by LaCroix to approve the resolution to join the Stepping Up Initiative with the National Association of Counties aimed at reducing the number of people with mental illness in Jails. Vote: Unanimous.

**STEPPING UP INITIATIVE RESOLUTION  
PENNINGTON COUNTY, SOUTH DAKOTA**

**Stepping Up Initiative to Reduce the Number of People with Mental Illnesses in Jails  
September 2019**

**WHEREAS**, counties routinely provide treatment services to the estimated 2 million people with serious mental illnesses booked into jail each year; and

**WHEREAS**, prevalence rates of serious mental illnesses in jails are three to six times higher than for the general population; and

**WHEREAS**, almost three-quarters of adults with serious mental illnesses in jails have co-occurring substance use disorders; and

**WHEREAS**, adults with mental illnesses tend to stay longer in jail and upon release are at a higher risk of recidivism than people without these disorders; and

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**WHEREAS**, county jails spend two to three times more on adults with mental illnesses that require interventions compared to those without these treatment needs; and

**WHEREAS**, without the appropriate treatment and services, people with mental illnesses continue to cycle through the criminal justice system, often resulting in tragic outcomes for these individuals and their families; and

**WHEREAS**, Pennington County and all counties take pride in their responsibility to protect and enhance the health, welfare and safety of its residents in efficient and cost-effective ways; and

**WHEREAS**, Pennington County has developed its Care Campus, an all-in-one social-service complex, which helps people stay out of jail by offering mental health and substance use disorder treatment; and

**WHEREAS**, in October 2017, Pennington County was awarded \$1.75 million from The John D. and Catherine T. MacArthur Foundation to implement strategies to reduce jail numbers by addressing the main drivers of the County's jail population. The grant is part of the Safety and Justice Challenge, a \$148 million national initiative to reduce over-incarceration by changing the way America thinks about and uses jails. The Pennington County Safety and Justice Challenge Committee has developed a comprehensive plan with the goal of reducing the average daily jail population by 20% over two years; and

**WHEREAS**, through *Stepping Up*, the National Association of Counties, the Council of State Governments Justice Center and the American Psychiatric Association Foundation are encouraging public, private and nonprofit partners to reduce the number of people with mental illnesses in jails;

**NOW, THEREFORE, LET IT BE RESOLVED, THAT WE**, the Pennington County Board of Commissioners, do hereby sign on to the Call to Action to reduce the number of people with mental illnesses in our county jail, commit to sharing lessons learned with other counties in my state and across the country to support a national initiative and encourage all county officials, employees and residents to participate in *Stepping Up*. We resolve to utilize the comprehensive resources available through *Stepping Up* to:

- Convene or draw on a diverse team of leaders and decision makers from multiple agencies committed to safely reducing the number of people with mental illnesses in jails.
- Collect and review prevalence numbers and assess individuals' needs to better identify adults entering jails with mental illnesses and their recidivism risk, and use that baseline information to guide decision making at the system, program, and case levels.

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- Examine treatment and service capacity to determine which programs and services are available in the county for people with mental illnesses and co-occurring substance use disorders, and identify state and local policy and funding barriers to minimizing contact with the justice system and providing treatment and supports in the community.
- Develop a plan with measurable outcomes that draws on the jail assessment and prevalence data and the examination of available treatment and service capacity, while considering identified barriers.
- Implement research-based approaches that advance the plan.
- Create a process to track progress using data and information systems, and to report on successes.

**PASSED AND APPROVED** in this 20th day of September, 2019.

/s/ Deb Hadcock, Chair  
District 3

/s/ Ron Rossknecht, Commissioner  
District 1

/s/ Gary Drewes, Vice Chair  
District 5

/s/ Lloyd LaCroix, Commissioner  
District 2

**EXECUTIVE SESSION – SDCL 1-25-2**

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

MOVED by Drewes and seconded by Rossknecht to go into Executive Session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel regarding a contractual matter. Vote: Unanimous.

MOVED by Drewes and seconded by LaCroix to come out of Executive Session. Vote: Unanimous.

**ITEMS FROM PLANNING & ZONING**

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

A. VARIANCE / VA 19-06: Randall Wheaton. To reduce the front yard setback from twenty-five (25) feet to two (2) feet to bring an existing deck and residence into compliance in a

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Limited Agriculture District in accordance with Sections 206 and 509 of the Pennington County Zoning Ordinance.

Lot 13, Engberg Subdivision, Section 6, T2S, R6E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by Rossknecht to continue until the October 1, 2019 Commission meeting. Vote: Unanimous.

- B. VARIANCE / VA 19-04: Keystone Adventures, Inc. / Andrew Busse. To reduce the front yard setback from five (5) feet to zero (0) feet for an on-premise sign in a Highway Service District in accordance with Sections 210, 312, and 509 of the Pennington County Zoning Ordinance.

The Unplatted Balance of GL 16 Less ROW; Lot A of W1/2NE1/4SE1/4; Unplatted Balance of GL 21 Less, Section 31, T1S, R6E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by LaCroix to continue Variance / VA 19-04 to the October 15, 2019, Board of Commissioner's meeting.

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

- C. SECOND READING OF REZONE / RZ 19-12 AND COMPREHENSIVE PLAN AMENDMENT / CA 19-12: Julie Benson Wilber. To rezone 4.606 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.

Commencing at the northern most corner of Lot A of the NW1/4 of the SE1/4, common to a point on the Section 1/4 line and common to a point on the westerly edge of Nemo Road right-of-way, and the Point of Beginning. Thence, first course: S 19°26'20" E, along the easterly boundary of said Lot A, common to the westerly edge of said Nemo Road right-of-way, a distance of 647.91 feet; Thence, second course: along the easterly boundary of said Lot A, common to the westerly edge of said Nemo Road right-of way, on a curve turning to the left with an arc length of 177.10 feet, a delta angle of 31°45'43", a radius of 319.48 feet,

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a chord bearing of S35°19'12"E, and a chord length of 174.85 feet; Thence, third course: S 51°11'59" E, along the easterly boundary of said Lot A, common to the westerly edge of said Nemo Road right-of-way, a distance of 359.04 feet; Thence, fourth course: N 90°00'00" W, a distance of 587.31 feet, to a point on the westerly boundary of said Lot A, common to a point on the said Section 1/4 line; Thence, fifth course: N 00°32'23" W, along the westerly boundary of said Lot A, common to the said Section 1/4 line, a distance of 978.66 feet, to the said Point of Beginning. Said Parcel contains 4.606 acres more or less; Section 15, T2N, R6E, BHM, Pennington County, South Dakota; in accordance with Sections 205, 207, and 508 of the Pennington County Zoning Ordinance.

Approve of Rezone / RZ 19-12 and Comprehensive Plan Amendment / CA 19-12.

- D. 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 (40) 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 continue to 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 temporary structures, such as tents and port-o-potties only be erected when needed and not on a permanent basis;
5. That the applicant continue to 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;
6. 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;
7. 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;

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8. 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;
9. That a minimum 10 foot separation be maintained at all times between each RV site;
10. That the RV site continue to have a lot number clearly posted;
11. That Parcel B include a new request for five (5) RV sites;
12. That each RV site conforms to all regulations in Section 306 of the Pennington County Zoning Ordinance;
13. 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;
14. 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;
15. 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;
16. 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;
17. 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;
18. 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;
19. 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;
20. That, for Parcel C, the private well located on the property serve as the water source to the property;
21. 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;
22. 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



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- or impact on adjacent land uses as determined by the Planning Director shall require an amendment to this Planned Unit Development;
23. 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;
  24. That an approved Floodplain Development Permit be obtained prior to any disturbance within the Special Flood Hazard Area located on the subject property;
  25. That no future drainfield be located within the areas designated as floodway;
  26. That any future expansion of the Specialty Resort / Recreational Resort may require upgrades to the existing on-site wastewater treatment system;
  27. 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;
  28. That the address assigned to each property continue to 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;
  29. That the physical address for the residence continue to be posted in each guest room utilized for the Guest House / Bed and Breakfast;
  30. That a guest list is maintained and smoke detectors placed in each sleeping room;
  31. 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;
  32. That a portable fire extinguisher with a minimum 2 A-BC rating continue to 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;
  33. Quiet hours shall be from 10 p.m. until 7 a.m.;
  34. 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.;
  35. That prior to the placement of any sign, the applicant obtain approval of a Sign Permit;
  36. That all exterior lighting must be of low level intensity, which does not result in excessive glare upon surrounding neighbors;
  37. That the subject property remains free of debris and junk vehicles;
  38. That all single-family residences must meet the standards for stick-built as outlined in Section 204;
  39. That a Building Permit is obtained for the 14' x 30' (approximate) shed; and,
  40. That this Planned Unit Development be reviewed in two (2) years, 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.

End of Consent Agenda

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**PLANNING & ZONING REGULAR AGENDA**

E. LAYOUT PLAT / LPL 19-26: William and Makaley Parsons. To create Lots A and B of Knotty Pine Subdivision in accordance with Section 400.1 of the Pennington County Subdivision Regulations.

EXISTING LEGAL: Lot 11 Revised, Knotty Pine Subdivision, Section 33, T1S, R7E, BHM, Pennington County, South Dakota.

PROPOSED LEGAL: Lot A and Lot B, Knotty Pine Subdivision, Section 33, T1S, R7E, BHM, Pennington County, South Dakota.

MOVED by Rossknecht and seconded by LaCroix to approve of Layout Plat / LPL 19-26 with the following eight (8) conditions. Vote: Unanimous.

1. That prior to filing the Plat with the Register of Deeds, proposed Lots A and B obtain approved Lot Size Variances or be Rezoned appropriately;
2. That at the time of Minor 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;
3. That upon filing the Plat with the Register of Deeds, the plat meets all the requirements of Section 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;
4. That the Certifications on the plat be in accordance with Section 400.3.1.n of the Pennington County Subdivision Regulations;
5. That addresses be properly posted on the existing residence and any future residence(s) constructed on proposed Lot B and at the approaches so they are visible from both directions of travel on Knotty Pine Road, in accordance with Pennington County's Ordinance #20;
6. That the applicant ensures that all-natural drainage ways are maintained and are not blocked;
7. That following platting of the proposed lots, any on-site wastewater treatment system(s) be subject to the requirements of Section 204-J of the Pennington County Zoning Ordinance, including the requirement to obtain an Operating Permit; and,
8. That approval of this Layout Plat does not constitute approval of any further applications to be submitted for the above-described property.

F. VACATION OF SECTION LINE / VS 19-02: Dann Detwiler / Reno Gulch Storage. To vacate the Section Line Right-of-Way located in the SW1/4SE1/4SE1/4SW1/4 of Section 36, T1S, R4E and the NE1/4NW1/4NW1/4NE1/4 of Section 1, T2S, R4E, BHM, Pennington County, South Dakota.

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SW1/4SE1/4SE1/4SW1/4 of Section 36, T1S, R4E and the NE1/4NW1/4NW1/4NE1/4 of Section 1, T2S, R4E, BHM, Pennington County, South Dakota.

MOVED by Drewes and seconded by LaCroix to continue this item until the October 15, 2019 Commission meeting. Vote: Unanimous.

G. REQUEST TO NOT SUBMIT ENGINEERED ROAD CONSTRUCTION PLANS AND NOT TO BUILD TO ORDINANCE 14 STANDARDS: Scott Yeoman. MOVED by Rossknecht and seconded by Hadcock to approve the request to 1) not submit engineered road construction plans, 2) to construct the road at a width of 16-feet in lieu of 24-feet and 3) to allow greater than 4:1 side slopes due to topography. Vote: Unanimous.

H. ROAD CONSTRUCTION WITHIN A SECTION LINE RIGHT-OF-WAY / CS 19-02: Scott Yeoman. To construct a road within the Section Line Right-of-Way to provide access to property in Section 8, T1N, R7E. MOVED by Rossknecht and seconded by LaCroix to approve Road Construction with a Section Line Right-Of-Way / CS 19-02 with seven (7) conditions.

1. That the roadway located within the Section Line Right-of-Way be improved to meet all requirements of Ordinance 14 (which includes submittal of engineered road construction plans) or a request to waive these requirements be approved by the Board of Commissioners;
2. That if the amount of disturbed area exceeds one (1) acre, a Department of Environment and Natural Resource's Storm Water Construction Permit is obtained;
3. That the requirements, guidelines, and criteria for storm water and erosion control in the Pennington County Storm Water Manual, or equivalent, shall be followed during construction;
4. That dust control measures be implemented to prevent dust from leaving the site and impacting the adjacent properties;
5. That if culverts are installed, the design is submitted to the County Drainage Engineer for review prior to installation;
6. That any disturbed areas shall be stabilized and re-vegetated as required in §507(A) of the Pennington County Zoning Ordinance; and,
7. That any monuments establishing property boundaries be replaced as necessary, if disturbed by construction of the road.

**COMMITTEE REPORTS**

**APPROVAL OF VOUCHERS:** MOVED by LaCroix and seconded by Drewes to approve the vouchers as presented below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment totaling \$3,468,682.77. Vote: Unanimous.

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3D Specialties Inc, 3,375.00; A & A Professional Property Management, 300.00; A & B Business Inc, 2,485.65; A & B Welding Supply Co, 416.52; A & M Transport Service, 868.00; A To Z Shredding, 493.05; Adams-Isc LLC, 916.06; Advanced Auto Glass LLC, 175.00; Advanced Drug Testing Inc, 81.00; Affordable Accommodations, 300.00; Ainsworth Benning Construction Inc, 12,927.60; Akley Brandon, 347.61; Albertson Engineering Inc, 18,560.00; Allison Elizabeth A., 80.00; Americinn Motel, 1,410.00; Anker Law Group PC, 3,826.26; Architectural Specialties LLC, 56.40; Arctic Glacier USA Inc, 107.64; Ashley, John W, 400.00; Astech Corp, 275,028.01; AT&T Mobility, 166.77; Ata3 Consulting LLC, 6,346.19; Audra Hill Consulting Inc, 11,327.78; Avera Education & Staffing Solutions, 400.00; Avesis, 2,481.42; Axon Enterprise Inc, 6,823.62; B-1 Development Inc, 150.00; Badlands Automotive, 333.57; Bakley Regina, 314.00; Balco Uniform Co Inc, 6,211.10; Bangs, Mccullen, Butler, Foye & Simmons, LLP, 150.40; Banks Johnson Kappelman & Becker Prof LLC, 3,757.09; Bargain Printing, 10.00; Barnes Brian, 90.40; Beezley, Lawrence D, 140.00; Behavior Management Systems Inc, 225.00; Behrens-Wilson Funeral Home, 1,700.00; Bell, Shirley J, 147.00; Best Western Of Huron, 702.00; BH Area Dental, 1,800.00; BH Chemical Company Inc, 3,806.53; BH Energy, 28,981.78; BH Energy, 442.41; BH Energy, 47,905.27; BH Insurance Agenc Inc, 180.00; BH Obstetrics And Gynocology LLP, 86.98; BH Orthopedic & Spine Center PC, 695.37; BH Powersports, 575.21; BH Services Inc, 389.81; BH Truck & Trailer Inc, 1,510.67; BH Urgent Care LLC, 440.00; BH Wilbert Vault, 400.00; BH Window Cleaning Inc, 2,600.00; Bi Inc, 12,935.00; Bierschbach Equipment And Supply Co Inc, 1,416.32; Big D Oil Co, 55.00; Bintliff Joyce, 150.00; Blake's Trailer Sales & Repair, 318.00; Bob Barker Company Inc, 4,846.58; Bob's Auto Service, 190.46; Border States Electric, 516.00; Brandsted, Scott, 440.00; Bringswhite Erik, 5,359.77; Bringswhite Morgan, 3,500.00; Brownells Inc, 318.91; Byington Painting, 78.76; Cameron, George R, 533.85; Cash-Wa Distributing, 3,252.53; Castleberry, James D, 2,000.00; Cat's Cleaning, 50.00; CC Property Management LLC, 340.00; CDW Government Inc, 30,338.12; Central States Fair Inc, 58,361.21; Central States Sanitation, 180.00; Century Glass Company, 506.00; Chris Supply Co Inc, 575.08; City Of Box Elder, 148.95; City Of Rapid City -Water, 186.84; City Of Rapid City -Water, 1,908.79; City Of Rapid City, 22,257.24; City Of Wall, 176.00; Clark Printing, 424.07; Clayborne, Deanna K, 716.35; Clayborne, Loos & Sabers LLP, 5,818.00; Clemmons Hewey, 150.00; Clevenger Clifford O., 119.82; Cline, Jean M, 1,713.75; Clinical Laboratory Of The Black Hills, 10,376.00; Cochran Jonathan, 148.91; Colbath Atty PC, Angela M, 3,949.10; Colon Carlos, 100.00; Community Health Center Of The Black Hills Inc, 1,256.50; Connections Inc EAP, 1,059.68; Connelly, Randal E, 2,193.40; Contractors Supply Inc, 76.80; Cooks Correctional, 354.90; Copy Country, 942.78; Coremr LC, 981.00; Cornerstone Apartments, 430.00; Corr Construction Service, 138,932.64; Costello Porter Et Al, 5,092.10; Countryside Property Management LLC, 2,380.00; Crescent Electric Supply, 41.36; Crum Electric Supply, 237.93; Dakota Barricade LLC, 748.00; Dakota Fluid Power Inc, 146.77; Dakota Plains Legal Services Inc, 28,750.00; Dakota Radiology Pet/CT & MRI, 534.02; Dakota Supply Group Inc, 45.21; Dale's Tire & Retreading Inc, 2,870.87; Darby Dental Supply LLC, 310.17; Dash Medical Gloves Inc, 2,195.00; Data Management Inc, 947.10; Davis, Jeremiah J, 2,682.58; Davison County, 380.00; Delta Dental Of South Dakota, 35,322.74; Demersseman Jensen Tellinghuisen & Huffman LLP, 1,673.20; Dennis Supply - RC, 31.54; Denny Menholt Chevrolet, 1,280.99; De's Oil Inc, 559.88; Diamond Vogel Paint Center, 326.85; Diesel Machinery Inc, 1,521.36; Dietz Kate, 200.00; Dillon Law

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Office, 3,234.95; Dollison Decker Tracey R., 5,850.00; Drury, Jessie, 75.00; Ducos Qweany Rose, 340.00; Duffy Law Firm, Prof. LLC, 16,519.49; Duhamel Helene, 42.84; Dyna-Kleen Service Inc, 775.00; Eagle Ridge Apartments I, 300.00; Eagle Ridge Apartments II, 1,311.00; Eastern Penn Conservation, 9,175.00; Eaton Corporation, 5,614.20; Ebel Hubert, 53.15; Edur Elizabeth, 1,342.16; Edwards Jon, 408.44; Election Systems & Software LLC, 3,283.34; Engel Destiny, 22.94; Eprovider Solutions, 595.75; Ertz, Dewey J, 590.00; Evergreen Office Products, 558.46; Executive Mgmt Fin Office, 24.00; Farmer Brothers Coffee, 1,409.41; Fastenal Company, 1,132.82; Federal Express, 273.61; Ferguson Enterprises Inc #226, 3,325.33; Fink, Teresa L, 2,485.10; First Interstate Bank, 6,933.69; First Interstate Bank, 685.53; First Interstate Bank, 63.58; First Interstate Bank, 6,288.50; First Interstate Bank, 1,305.14; First Interstate Bank, 248.86; Fish Veronica, 186.30; Floyd's Truck Center, 544,092.43; Fmg Inc, 3,749.90; Foothills East Apartments, 380.00; Fransen Jeffrey, 36.65; Fremont Industries Inc, 354.73; Fresh Start Carpet Care, 5,899.16; Fried Cora, 99.12; Frontier Auto Glass LLC, 369.73; Fruit Of The Loom, 668.16; Fuller Alecia, 365.95; G & H Distributing - RC, 171.35; Gallagher Benefit Services Inc, 1,050.00; Galls LLC, 253.93; Gilbarco Veeder-Root, 175.00; Global Tel'link, 10.21; Godfrey Brake Service And Supply Inc, 1,910.28; Goetz Mike, 92.00; Golden West Companies, 1,406.67; Golden West Technologies, 6,699.11; Gotcha Covered, 230.00; Governmentjobs.Com Inc, 5,571.37; Great Western Tire Inc, 2,118.89; Green Michael V. Or Teresa L., 150.00; Grey & Eisenbraun Law, Prof LLC, 1,488.00; Grimm's Pump Service Inc, 29.51; Grueb Trevor, 66.00; Gunderson Palmer Nelson And Ashmore LLP, 175.00; Gust Victor, 27.67; H&S Uniforms And Equipment LLC, 280.00; Haas, Christopher K, 60.00; Harris, Betsey, 13,325.15; Harveys Lock Shop, 751.89; Heartland Paper Company, 11,733.87; Heavy Constructors Inc, 296,776.31; Hill City Dental, 2,438.50; Hill City Hardware Inc, 22.48; Hill City Prevailer, 583.21; Hofmann Michaele, 213.60; Holiday Inn Express, 4,210.00; Holiday Stationstores LLC, 6.50; Honeywell Inc, 13,373.42; Horwath Laundry Equipment, 907.76; Humane Society Of The Black Hills, 4,166.67; IAED, 560.00; Identisys Inc, 943.96; Indoff Inc, 795.91; Industrial Organizational Solutions Inc, 25.00; Interstate All Battery Center, 433.90; Interstate Batteries, 171.64; Intoximeters Inc, 3,940.00; Iron Horse Properties LLC, 340.00; J & J Asphalt Co, 5,875.62; J & J Mowing And Landscaping, 1,175.00; Jackson County, 275.00; Jackson Joseph M, 213.00; Jacqueline K Perli Reporting Inc, 446.25; Jantech LLC, 650.00; Jefferson Partner LP, 77.38; Jeffries Law Office PC, 1,936.75; Jenner Equipment Co, 233.49; Jims Private Utility Locating, 75.00; JJ's Engraving & Sales, 22.50; Johnson Controls, 1,590.16; Johnson Kathryn, 110.88; Johnstone Supply, 233.27; Karen Paige Hunt Prof LLC, 193.00; Karley Kevin, 77.00; Kieffer Sanitation/A Waste Management Co, 3,209.86; Kimball Midwest, 622.44; Kirk Funeral Home, 3,870.00; Knecht Home Center Inc, 1,132.70; Knollwood Townhouse Properties, 135.00; Konica Minolta Premier Finance, 156.19; Kruse Law Office, 355.65; L & L Insulation Inc, 255.49; Laboratory Corporation Of America Holdings, 116.50; Lacrosse Investors, 751.66; Lakota Community Homes Inc, 508.00; Lands' End Business Outfitters, 2,366.20; Lane LLC, 10,605.00; Lang Scott Stanley, 240.00; Language Line Services, 399.93; Laubach Law Office Prof LLC, 2,850.00; Lawler James F., 150.00; Lazy U Motel, 200.00; Leadership South Dakota, 2,816.90; Lewis & Clark Behavioral Health Services, 712.00; Lewno Lucille M, 81.50; Liberty Chrysler Center, 41,654.70; Lindblom Tim, 32.00; Lingo Communications LLC, 69.08; Love, Todd A, 5,567.00; Lowe's, 284.04; Lutheran Social Services Of SD, 37,646.86; Lynn Jackson Schultz & Lebrun PC, 9,534.92; Manlove Psychiatric

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Group, 13,276.01; Maplewood Townhouses, 300.00; Marco Inc, 1,083.05; Marco Inc, 3,622.30; Maruska, Kayla L, 6,460.20; Matheson Tri-Gas Inc, 95.45; Matthew Bender & Co Inc, 810.43; McGowan, Wendy T, 4,016.15; Mcguire Jim, 100.00; Mckesson Medical-Surgical Government Solutions LLC, 2,611.16; Mckie Ford Inc, 216.17; Mcleod's Printing Inc, 80.00; Medical Waste Transport Inc, 439.34; Medical Waste Transport Inc, 870.07; Medline Industries Inc, 2,085.74; Menards, 451.00; Mertz Jessica, 23.36; MG Oil Company, 27,642.27; Midcontinent Communications, 402.16; Midcontinent Communications, 3,838.63; Midcontinent Testing Lab, 576.00; Midwest Auto Chemical, 362.40; Midwest Tire & Muffler Inc, 20.60; Mikelson Law Office, 634.94; Moduform Inc, 812.30; Mogensen Mikki, 7.73; Mohler Cindy, 205.60; Montana Dakota Utilities, 512.50; Morse Watchmans Inc, 115.50; Moyers Lynn, 100.00; Moyle Petroleum, 6,080.65; Mt Rushmore Telephone Co, 47.92; Muhlbeier James, 196.00; Murphy Law Office PC, 1,067.90; National Council For Behavioral Health, 20,564.92; Native Sun News, 220.00; NCS Pearson Inc, 12.00; Nelson Law, 5,351.36; Nelson, George J, 1,720.52; Nielsen Brent, 82.50; Nohr, Linda J, 1,960.00; Nordell Donna, 92.00; North Central International Of Rapid City Inc, 676.66; North Central Supply Inc, 7,978.07; Northwest Pipe Fitting Inc, 2,117.13; Nutrien Ag Solutions Inc, 423.10; Oberle's Radiator And Repair, 900.00; O'Connor Company, 2,145.30; O'Day, Valarie, 159.40; Office Depot, 1,937.36; Olson Carolyn, 8,024.00; O'Reilly Auto Parts, 54.72; Osheim & Schmidt Funeral Home, 1,965.00; Overhead Door Of Rapid City, 737.69; Pacific Steel & Recycling, 1,426.86; Paradis Inc, 210.00; Parkway Carwash Inc, 28.00; Pederson Law Office LLC, 1,160.96; Penn Co Equalization Petty Cash, 80.00; Penn Co Extension Petty Cash, 4.24; Penn Co Health & Human Sv Petty Cash, 430.00; Penn Co Jail Petty Cash, 1,903.00; Penn Co Sheriff Petty Cash, 1,315.75; Penn Co States Atty Petty Cash, 428.57; Penn Co Treasurer Petty Cash, 44.19; Pennington County Courant, 1,193.95; Pennington County Housing & Redevelopment, 1,698.00; Pete Lien & Sons Inc, 35,291.37; Pharmchem Inc, 1,319.25; Philips Healthcare - A Division, 7,500.00; Phoenix Supply LLC, 411.61; Pioneer Bank & Trust, 3,280.62; Pioneer Bank & Trust, 1,862.98; Pioneer Bank & Trust, 166.27; Pitney Bowes Reserve Account, 8,197.81; Plumbmaster Inc, 106.94; Point Emblems LLC, 86.00; Ponderosa Screen Printing And Embroidery, 814.47; Power House, 78.63; Prairie Acres LLC, 287.00; Prairie Auto Parts Inc, 1,244.40; Premier Real Estate Management LLC, 300.00; Prichard Michelle Renee, 47.87; Print Mark-Et, 1,102.00; Professional Appraisers Association Of SD, 175.00; Professional Appraisers Association Of SD, 175.00; Professional Appraisers Association Of SD, 175.00; Proforma Screening Solutions LLC, 59.50; Quettier Nicolas, 408.00; Quill Corporation, 586.49; Racicky Enterprise LLC, 2,056.00; Radiology Associates Professional LLC, 178.60; Rapid Collision, 368.00; Rapid Delivery Inc, 126.50; Rapid Fire Protection Inc, 885.99; Rapid Rooter, 1,100.00; Rapid Valley VFD, 140.00; RC Area School Dist 51-4, 2,676.97; RC Emergency Services Pa, 889.17; RC Fire & Emergency Services, 3,671.03; RC Journal - Advertising, 3,372.25; RC Medical Center LLC, 572.63; RC Pizza Ranch, 275.51; RC Police Dept-Evidence, 3,710.00; RC Regional Hospital Inc, 6,015.59; RC Regional Hospital Inc, 162.00; RC Winsupply, 302.37; Rdo Equipment Co, 5,716.15; Regional Health, 110.30; Regional Health Home Plus LLC, 871.69; Regional Health Home Plus Pharmacy, 1,316.77; Regional Health Medical Clinic, 95.00; Regional Health Reference Laboratory, 138.60; Reliance Telephone Inc, 28.00; Reuer, Allen, 2,480.00; Ricoh USA Inc, 227.17; Ricoh USA Inc, 117.08; Ridgestone LLC, 280.00; Robertson, Craig, 350.40; Rochester Armored Car Company Inc, 439.03; Rohrich Jeff, 600.00; Rose Dan, 110.02; Runnings Supply

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Inc, 530.00; Rushmore Tramway Adventures, 90.00; Safety Kleen Systems Inc, 725.03; Safety Vision LLC, 1,974.00; Saicor, 300.00; Salsbury Industries, 3,155.16; Sand Scripts, 28.00; Sargent Lori, 92.00; Scenic Township, 5,925.00; Scull Construction, 366,455.35; SD Dept Health, 749.00; SD Dept Of Public Safety, 5,471.00; SD Dept Of Revenue, 9,433.62; SD Dept. Of Military, 1,805.00; SD Network Against Family, 200.00; SD One Call Board, 81.90; SD Rose Inn, 575.00; SD Secretary Of State, 30.00; SD Sheriff's Association, 1,265.00; SDN Communications, 392.20; SDN Communications, 636.00; SDSU Extension, 398.23; Securus Technologies Inc, 17,759.50; Seifert, Mary Rae, 1,645.00; Selador Ranches Inc., 25,300.00; Servall Uniform/Linen Co, 2,013.46; Shear Glitter, 204.00; Sherwin Williams Paints, 2,285.41; Shine Property Management, LLC, 500.00; Sign Express, 287.07; Signs Now, 2,927.92; Silver Star Septic LLC, 150.00; Simon Contractors Of South Dakota Inc, 271,818.14; Simpson & Associates Appraisal Services, 3,875.00; Simpson's Printing, 63.00; Skinner Law Office PC, 29,245.10; Smith Heather, 20.84; Smoot & Utzman, 309.75; Solemate Shoes And Uniform Center, 151.94; Stan Houston Equipment, 41.20; Steed Brytten And James, 143.77; Stephens, Matthew T, 3,983.00; Streicher's, 2,195.87; Sturdevant's Auto Parts, 4,423.37; Sturdevant's Refinish, 99.66; Suckow Kimberly, 34.27; Sullivan Sandra M., 300.00; Summit Food Service, 119,076.59; Survival Armor Inc, 4,455.60; Sutterer Mike, 100.00; Swissphone LLC, 304.66; Synch/Amazon, 126.94; T&T Welding & Repair Inc, 40.00; Tessco Incorporated, 435.43; The Hartford, 2,626.72; The Hotel Alex Johnson, 633.50; The Law Office Of Jamy Patterson LLC, 2,774.00; The Little Print Shop Inc, 324.00; The Medicine Shoppe, 29.03; The Repair Shop, 220.00; Thomson Reuters-West, 4,748.81; Time Equipment Rental & Sales, 895.00; TKRS Properties LLC, 3,245.28; Tornow Derek, 143.62; TR Jewelry Concepts, 68.00; Transource Truck & Equipment Inc, 568.45; Trusted Property Management, 300.00; Twiss Eva, 66.00; Uline, 509.23; Unified Judicial System, 609.00; Unkenholz Family Dental Prof LLC, 1,661.83; Upper Deck Architects Inc, 3,470.41; Urban Spaces LLC, 500.00; US Bank NA Fees, 3,150.00; Vanway Trophy & Awards, 202.25; Vast Broadband, 129.68; Vast Broadband, 780.23; VB Rapid Creek, 705.00; Vemco, 7,826.83; Verizon Connect NWF Inc, 68.13; Verizon Wireless, 52.72; Verizon Wireless, 131.88; Vista Pointe LLC, 300.00; Vlieger Tom, 87.78; Wall Building Center & Construction, 119.02; Weichmann, Cynthia M, 627.50; Wellmark, 182,561.67; West River Anesthesiology Consultants PC, 44.51; West River Electric, 908.62; West River Electric, 158.40; Western Communication Inc, 3,396.36; Western Construction Inc, 9,213.57; Western Mailers, 520.34; Western Stationers Inc, 4,012.77; Western Thrifty Inn LLC, 980.00; Wex Bank, 468.00; Wex Bank, 2,287.13; Wex Bank, 8,054.62; Whisler Bearing Co, 194.57; Whiting Hagg Hagg Dorsey & Hagg LLP, 11,751.99; Wickre Stacy, 336.00; Wiechmann Larry D, 150.00; Wilson Ken, 66.00; Winner Police Dept, 174.00; Winter Law Office PC, 6,498.00; Wolf, Ione, 625.00; Wood Heather, 32.00; Wood Stock Supply, 218.84; Woolett Shaun, 143.64; Yankton County Treasurer, 600.00; Zakinski Stan, 1,995.00; Zep Sales & Service, 327.60; ZMC LLC, 10,430.97; Zuercher Technologies LLC, 30,996.43.

**ITEMS FROM PUBLIC**

**EXECUTIVE SESSION – SDCL 1-25-2**

A. Personnel Issue per SDCL 1-25-2(1)

PENNINGTON COUNTY BOARD OF COMMISSIONERS  
Meeting of September 20, 2019

MOVED by Drewes and seconded by LaCroix to go into Executive Session pursuant to SDCL 1-25-2(1) for the purpose of discussing personnel matters. Vote: Unanimous.

MOVED by Drewes and seconded by Rossknecht to come out of Executive Session. Vote: Unanimous with LaCroix absent.

Commissioner LaCroix returned to the meeting.

MOVED by LaCroix and seconded by Rossknecht to move the Professional Planner position in the Planning Department to Grade 17, Step 25 effective with the first October 2019 payroll period. Vote: Unanimous.

**PERSONNEL**

CCADP: Effective 09/03/2019 – Amanda Whelchel at \$4,624.44/mo. Effective 09/09/2019 – Casey Woods at \$17.20/hr. Effective 09/22/2019 – Michael Braley \$18.05/hr., Nicole Kelly at \$21.94/hr. & Bryson Schwartz at \$17.63/hr. Effective 09/23/2019 – Kim Anthony at \$17.20/hr.

Dispatch: Effective 09/23/2019 – Suzanne Comrie at \$17.20/hr.

Highway: Effective 09/23/2019 – Larry Fischer at \$18.05/hr.

Jail: Effective 09/09/2019 – Karrie Brown at \$15.60/hr., Adilene Martinez Jones & Beau Sands at \$21.94/hr. Effective 09/23/2019 – Laura Anderson, Austin Daniels, Gavin Dunn, Skye McKelvey & Chase Studer at \$21.94/hr.

Public Defender: Effective 10/07/2019 – Brittany Cook Olesen at \$5,591.63/mo. Effective 11/04/2019 – Joseph Juenger at \$5,591.63/mo.

WSD/JSC: Effective 09/22/2019 – Llewellyn LongWolf at \$21.94/hr. Effective 09/23/2019 – Peter Mitchell at \$21.94/hr.

**ADJOURN**

MOVED by LaCroix and seconded by Rossknecht to adjourn the meeting. Vote: Unanimous. There being no further business, the meeting adjourned at 12:53 p.m.

/s/ Cindy Mohler, Auditor

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

Publish October 2, 2019