

LAWRENCE COUNTY COMMISSIONERS MEETING – January 4, 2022 page-1

Vice-Chairman Randall Rosenau called the regular meeting of the Lawrence County Commissioners to order and the Pledge of Allegiance was conducted at 8:00 a.m. on January 4, 2022 in the Administrative Annex Building of the Lawrence County Courthouse located at 90 Sherman Street, Deadwood, SD with Commissioners Randy Deibert, Brandon Flanagan, and Robert Ewing present. Commissioner Richard Sleep was available by video conferencing (GoToMeeting).

All motions were passed by unanimous vote, by all members present, unless stated otherwise. Roll call voting was used if any member voted in the negative pursuant to SDCL 1-25-1.5.

CHAIRMAN OF COUNTY COMMISSIONERS: Moved-Seconded (Ewing-Flanagan) to appoint Commissioner Rosenau as the Chairman of the Lawrence County Commissioners for 2022. Motion Carried.

VICE-CHAIRMAN OF COUNTY COMMISSIONERS: Moved-Seconded (Sleep-Rosenau) to appoint Commissioner Ewing as the Vice-Chairman of the Lawrence County Commissioners for 2022. Motion Carried.

AGENDA: Moved-Seconded (Deibert-Flanagan) to approve the agenda as amended. Motion Carried.

DECLARE CONFLICTS: No conflicts were declared by the Lawrence County Commission.

SPECIAL RULE OF ORDER & ROBERTS RULES OF ORDER: Moved-Seconded (Flanagan-Ewing) to adopt the special rule of order requiring three members' approval to pass a motion for 2022, and the Newly Revised Roberts Rules of Order for the County Commissioners and all County boards and committees. Motion Carried.

MINUTES: Moved-Seconded (Deibert-Ewing) to approve the minutes of December 28, 2021 County Commission meeting. Motion Carried.

PERSONNEL:

SHERIFF: Moved-Seconded (Ewing-Deibert) to approve the cell phone per diem of \$50.00 per month for Shelley Dragoo, effective January 2, 2022. Motion Carried.

RESOLUTION #2022-01 / ELECTION OFFICIALS COMPENSATION: Moved-Seconded (Deibert-Ewing) to approve the following Resolution #2022-01 Election Officials Compensation. Motion Carried. LAWRENCE COUNTY R E S O L U T I O N #2022-01 ELECTION OFFICIALS COMPENSATION WHEREAS, SDCL 12-15-11 requires the Lawrence County Commission at its first regular meeting each year set the compensation to be paid out of the County Treasury to election Superintendents and Judges of each Election Board. NOW, THEREFORE, the following election officials shall be compensated at the rate set below: Superintendents \$200.00 Judges \$175.00 IN ADDITION, each of the election officials and workers who participate in an election school prior to any election shall be compensated an additional \$20.00. All election officials and employees shall be paid mileage for all travel incurred in regard to said employment at the state rate. Extra help hired to work on election night in the Auditor's Office will be paid at the rate of \$15.00 per hour. DATED this 4th day of January, 2022. For the Board: Randall Rosenau, Chairperson ATTEST: BRENDA MCGRUDER, Auditor.

RESOLUTION #2022-02 POLLING PLACES & PRECINCTS: Moved-Seconded (Deibert-Ewing) to approve the following resolution 2022-02 setting the polling places and precincts in 2022. Motion Carried. LAWRENCE COUNTY R E S O L U T I O N #2022-02 POLLING PLACES & PRECINCTS WHEREAS, SDCL 12-14-1 requires the Lawrence County Commission shall by resolution provide for election precincts throughout its county and shall designate polling places within such precincts, NOW, THEREFORE, for all county elections, except where elections by ward or a boundary other than a precinct is required, the following polling places shall be established for the precincts in Lawrence County: Spearfish 1st Ward Senior Citizen's Center Spearfish 2nd Ward Senior Citizen's Center Spearfish 3rd Ward Senior Citizen's Center Lead Ward Sanford Lab Homestake Visitor Center Deadwood Lawrence County Administrative Annex Nemo Nemo Church Rural #1 Lawrence County Administrative Annex St. Onge St. Onge Community Hall Whitewood Whitewood City Hall Rural #2 Spearfish Park Pavilion DATED this 4th day of January, 2022. For the Board Randall Rosenau Chairperson ATTEST: BRENDA MCGRUDER, Auditor.

RESOLUTION #2022-03 TO ESTABLISH OFFICIAL DEPOSITORIES: Moved-Seconded (Deibert-Ewing) to follow the recommendation of Deb Tridle, Treasurer and approve the following Resolution #2022-03 to Establish Official Depositories in Lawrence County. Motion Carried. LAWRENCE COUNTY RESOLUTION 2022-03 ESTABLISH OFFICIAL DEPOSITORIES Whereas, SDCL 7-20-13 requires the County Board of Commissioners to approve the designation of each depository for the deposit of County funds, and Whereas, several different financial institutions are doing business in Lawrence County and meet the requirements established under SDCL Chapter 7-20, and Whereas, the Lawrence County Treasurer has requested the following financial institutions be designated as official depositories for the fiscal year 2022: Wells Fargo-South Dakota 721 Main St. Deadwood, SD; First Interstate Bank 152 Sherman St. Deadwood, SD; First National Bank 197 Glendale Dr. Lead, SD; Pioneer Bank 140 E Jackson Blvd Spearfish, SD; Great Western Bank 526 Main St. Spearfish, SD; Black Hills Community Bank of Spearfish, P.O. Box 249 Spearfish; and Be It Therefore Resolved, that the Lawrence County Board of Commissioners designates the above named financial institutions as official depositories for Lawrence County for the fiscal year 2022. Dated this 4th day of January, 2022. FOR THE BOARD LAWRENCE COUNTY COMMISSIONERS Randall Rosenau Chairperson ATTEST: Brenda McGruder-Auditor.

RESOLUTION #2022-04 – LAWRENCE COUNTY PLANNING & ZONING FEE SCHEDULE: Moved-Seconded (Deibert-Ewing) to approve and authorize the Chairman to sign Resolution #2022-04 to set the following fees charged by the Lawrence County Planning and Zoning Department. Motion Carried. Lawrence County Resolution # 2022-04 PLANNING & ZONING FEE SCHEDULE **WHEREAS**, pursuant to SDCL Ch. 11-2 and Lawrence County Zoning Ordinance Chapter 21. The Lawrence County Commission has authorized the Planning and Zoning Department to charge fees for services; **NOW THEREFORE**, be it resolved by the County Commissioners of Lawrence County, South Dakota, that the following fees shall be charged by the Lawrence County Planning and Zoning Department:

TYPE OF FEE	AMOUNT	FEE DESCRIPTION
MISC PERMITS		
Agricultural Tourism Permit	\$250.00	1 time fee if approved uses remain the same
Appeals/Variances Public Notice Signage Deposit	\$300.00 (non-refundable) \$100.00 (refundable upon return of sign)	Board of Adjustment
Change of Zoning (COZ) Public Notice Signage Deposit	\$ 400.00 (non-refundable) \$100.00 (refundable upon return of sign)	
Text Change Ordinance Amendments (ORD)	\$ 200.00	Non-Change of Zoning
Conditional Use Permit (CUP) Public Notice Signage Deposit	\$ 400.00 (non-refundable) \$100.00 (refundable upon return of sign)	Fee doubled if use is commenced prior to application
Major Amendment	\$ 400.00	For a PUD or CUP
Minor Amendment	\$ 200.00	For a PUD or CUP
Temporary Use Permits	\$250.00	
Development Permits	\$ 200.00	On Commercially Zoned Property
BUILDING PERMITS		
Sewer Permits	\$ 20.00	
Building Permit-Initial \$30 for the first \$1,000 of the structure's value and \$3 for each additional \$1,000	<ul style="list-style-type: none"> ● \$142 finished residential space ● \$15 unfinished basements 	

<p>The base valuation shall be determined by a dollar per square foot. (see fee schedule in next column)</p> <p>Structure’s value shall be determined by the total valuation of each building permit.</p>	<ul style="list-style-type: none"> ● \$75 garages/pole buildings ● \$15 decks/gazebos/carports ● \$142 mobile homes (subtract 3% per year of age or \$30 whichever is greater) ● \$180 commercial 	
<p>Building Permit-Violation</p>	<p>Double the Original Fee</p>	<p>If work is commenced prior to issuance of building permit</p>
<p>Contractor Licensing-Initial</p>	<p>\$75</p>	
<p>Contractor Licensing-Violation</p>	<p>\$150</p>	<p>Double the original fee</p>
<p>SIGNAGE</p>		
<p>Off Premise Signs (Billboards)</p>	<p>\$250</p>	
<p>On Premise Signs; Home Occupation; or Community Signs</p>	<p>\$100</p>	

Adopted this day of 4th January, 2022 LAWRENCE COUNTY COMMISSIONERS Randall Rosenau Chairman ATTEST: Brenda McGruder, Auditor.

RESOLUTION #2022-05 DAILY INMATE INCARCERATION FEE SCHEDULE: Moved-Seconded (Deibert-Ewing) to approve and authorize the Chairman to sign Resolution #2022-05 and to set the following daily inmate incarceration fee schedule. Motion Carried. LAWRENCE COUNTY RESOLUTION 2022-05 A RESOLUTION ESTABLISHING A DAILY COST OF CONFINEMENT FEE SCHEDULE FOR INMATES SERVING A SENTENCE AND ESTABLISHING A FEE SCHEDULE FOR WORK RELEASE INMATES WHEREAS, pursuant to SDCL 24-11-45, a prisoner confined to any jail while serving a sentence is liable for the cost of the prisoner’s confinement including room and board charges; medical, dental, optometric, and psychiatric services charges; vocational education training; and chemical dependency treatment charges; and WHEREAS, pursuant to SDCL 24-11-32.1, the governing body or commission responsible for the operation of a jail shall adopt written policies and procedures for the regulation of the jail; and WHEREAS, pursuant to SDCL 24-11-32.1, the board of county commissioners may require by resolution that a sum not to exceed the average daily prisoner cost may be charged to work release inmates of county jails as restitution to be applied toward prisoner maintenance cost, including but not limited to, room and board; and WHEREAS, the Lawrence County Sheriff hereby requests that the Lawrence County Board of County Commissioners ratify an amended fee schedule pertaining to inmates in the Lawrence County Jail; now THEREFORE BE IT RESOLVED, Time Server Fee Schedule That a daily fee of \$10.00/day shall be charged to each inmate serving a sentence in the Lawrence County Jail, imposed as part of a criminal case venued in Lawrence County, to offset the cost of the prisoner’s confinement. That a daily fee of \$75.00/day shall be charged to each inmate serving a sentence in the Lawrence County Jail, imposed as part of a criminal case not venued in Lawrence County, to offset the cost of the prisoner’s confinement. Work Release Fee Schedule That a daily fee of \$20.00/day shall be charged to each inmate, serving a sentence imposed as part of a criminal case venued in Lawrence County and approved for participation in the work release program, as restitution to be applied toward prisoner maintenance costs. The daily fee shall be paid in advance as a condition of the prisoner’s eligibility to participate in the work release program. That a daily fee of \$75.00/day shall be charged to each inmate, serving a sentence imposed as part of a criminal case not venued in Lawrence County and approved for participation in the work release program, as restitution to be applied toward prisoner maintenance costs. The daily fee shall be paid in advance as a condition of the prisoner’s eligibility to participate in the work release program. WREM Work Release Fee Schedule That a daily fee of \$15.00/day shall be charged to each inmate, approved for work release, who is subject to electronic monitoring (WREM), except that a daily fee of \$6.00/day shall apply and be charged to approved inmates enrolled in a post-secondary education program. Duly passed and adopted at a regular meeting of the Lawrence County Commission on the 4th day of January, 2022. Lawrence County Commission: Randall Rosenau, Chairman BRIAN DEAN, Sheriff ATTEST: BRENDA MCGRUDER, Auditor.

RESOLUTION #2022-06 INDIGENT BURIAL EXPENSES: Moved-Seconded (Deibert-Ewing) to approve and authorize the Chairman to sign Resolution #2022-06 and to set the following fees for indigent burial expenses as stated in the Lawrence County Welfare Program Rule. Motion Carried. Resolution #2022-06 A RESOLUTION ESTABLISHING FEES FOR INDIGENT BURIAL EXPENSES WHEREAS, pursuant to SDCL 28-17-1, if any person dies within any county, who does not have money or means necessary to defray the funeral expenses, and whose relatives or friends are unable or unwilling to defray the expenses, the county commissioners shall employ a funeral director to provide for and superintend the burial or cremation of the deceased person; WHEREAS, pursuant to SDCL 28-17-2, if any person who is destitute and has no estate dies within the state, and who has no one legally bound for funeral expenses, and where there is no other source to pay the cost of burial or cremation expense, the funeral expenses shall be borne by the county in which the deceased was a resident at time of death. If no residence can be determined for the deceased person, the funeral expenses shall be borne by the county in which death occurred; WHEREAS, pursuant to SDCL 28-17-3, the selection of a funeral director may be made by the tribe or next of kin, if any, otherwise by the board of county commissioners. The determination whether the decedent is buried or cremated may be made by the tribe or next of kin, if any, otherwise by the board of county commissioners. In no case may the county commissioners advertise for bids on burial or cremation of indigent poor; WHEREAS, pursuant to SDCL 28-17-4, on county burials, the funeral director in charge shall furnish a casket and outside container and conduct the funeral services. On county cremations, the funeral director in charge shall furnish an urn or container and conduct the funeral services. The county shall allow the funeral director for merchandise and services rendered, a sum to be established by resolution of the board of county commissioners at the annual organizational meeting; and WHEREAS, pursuant to SDCL 28-17-6, the necessary and reasonable expenses of burial or cremation under this chapter shall be paid by the county treasurer, upon the order of the commissioners. If the decedent had an established residency according to SDCL 28-13-3 in a county in this state different from that in which the decedent died, the county paying the funeral expenses shall be reimbursed by the county in which the decedent had an established residency. If the decedent was an honorably discharged United States soldier, sailor, marine, or aviator, the funeral shall be conducted and expenses paid as provided in chapter 33A-5; now THEREFORE, BE IT RESOLVED, that the allowable fees and expenses for indigent burials shall be as set forth below: APPENDIX D. (Revised 01/05/2016) BURIAL AND FUNERAL ASSISTANCE For those county residents who die in a state of indigency or who are otherwise qualified under SDCL Ch. 28-17, the county shall allow burial and funeral expenses as follows: 1. Standard funeral, casket and burial \$2,210.00 (Including vault) This price includes removal from place of death, embalming, dressing, casketing, funeral, one-hour visitation before service, minimum casket and transportation and burial at a local Lawrence County cemetery. County will be billed separately from the vendor for the cost of the vault.* County will also be billed separately for the cost of opening and closing the grave.** Family is responsible for any cost associated with printed goods, cash advance items: flowers, death certificates, gratuity to minister, musicians, newspaper notice, etc. 2. Standard funeral, casket and burial \$1,760.00 (No vault required) This price includes removal from place of death, embalming, dressing, casketing, funeral, one-hour visitation before service, minimum casket and transportation and burial at a local Lawrence County cemetery. Family is responsible for any cost associated with printed goods, cash advance items: flowers, death certificates, gratuity to minister, musicians, newspaper notice, etc. County will also be billed separately for the cost of opening and closing the grave.** 3. Funeral followed by cremation \$1,985.00 This price includes removal from place of death, embalming, dressing, casketing, funeral, one-hour visitation before service, rental casket and cremation fee. Family is responsible for any cost associated with printed goods, cash advance items: flowers, death certificates, gratuity to minister, musicians, newspaper notice, etc. County will also be billed separately for the cost of opening and closing the grave.** 4. Direct cremation - no services or services held by family \$1,170.00 This price includes removal from place of death, transportation to crematory and cremation fee. Family is responsible for any cost associated with printed goods, cash advance items: flowers, death certificates, gratuity to minister, musicians, newspaper notice, etc. County will also be billed separately for the cost of opening and closing the grave, if burial of cremains occurs in Lawrence County.** 5. Cremation with memorial service \$1,450.00 Removal from place of death, transportation to crematory and cremation fee and memorial service conducted by funeral home staff. Family is responsible for any cost associated with printed goods, cash advance items: flowers, death certificates, gratuity to minister, musicians, newspaper notice, etc. County will also be billed separately for the cost of opening and closing the grave, if burial of cremains occurs in Lawrence County.** * Black Hills Wilbert Vault will bill Lawrence County at a rate of \$450.00 for the concrete grave liner required by most cemeteries in Lawrence County - the amount

of \$450.00 will be deducted from the \$2,210.00 allowed for Standard Funeral with outer burial container requirement. **Opening and closing of grave space: Traditional casket burial: Spearfish \$400.00 Lead/Deadwood/St. Onge \$450.00 Cremains burial \$150.00 NOTE: Opening and Closing Winter differential - add \$50.00 B. The funeral director shall explain the above options to the nearest relative or representative. C. Before any reimbursement is made, the following criteria and guidelines must be met: 1. The county must receive notification of the death as soon as possible. The funeral director may do this by telephone to the Commission Assistant or the Chairperson of the Lawrence County Commission. 2. All paperwork, including the application for assistance, must be completed by the nearest relative/representative or the funeral director. The county will then make a final determination of the indigency and eligibility. D. The county shall not supplement any of the costs of the funeral service or be obligated for any more than set out above. When the decedent has a death benefit paid to a survivor, the charges to the county shall be adjusted by that amount. It is the survivor's responsibility to reimburse the funeral home for that amount. E. In determining eligibility for assistance, the ability of the surviving family members to pay the burial costs may be the determinant for county assistance rather than the indigency of the deceased. F. Each year a letter will be sent by the Commission Assistant notifying each funeral home in Lawrence County that such rates will be up for review. Duly passed and adopted at a regular meeting of the Lawrence County Commission on the 4th day of January, 2022. Lawrence County Commission: Randall Rosenau Chairman ATTEST: Brenda McGruder, Auditor.

LEGAL NEWSPAPERS: Moved-Seconded (Ewing-Flanagan) to designate the Black Hills Pioneer as the legal newspaper for 2022. Motion Carried.

Jaci Conrad Pearson, Black Hills Pioneer, thanked the Board for putting its trust in the newspaper.

BOARD OF ADJUSTMENTS: Moved-Seconded (Flanagan-Ewing) to appoint Robert Ewing, Randall Rosenau, Brandon Flanagan, Richard Sleep, and Randy Deibert as the Board of Adjustment for 2022. Motion Carried.

BUILDING CODE: Moved-Seconded (Flanagan-Deibert) to appoint Robert Ewing, Randall Rosenau, Brandon Flanagan, Richard Sleep, and Randy Deibert as the Building Code Board of Resolution for 2022. Motion Carried.

VOLUNTEER FIRE FIGHTER / SEARCH & RESCUE MEMBERS/EMERGENCY

MANAGEMENT: Moved-Seconded (Deibert-Ewing) to approve the following list of 2022 Volunteer Fire Fighters and Search & Rescue Members for insurance purposes and thank members for their service. Motion Carried. **Brownsville:** Joshua Adams, Dennis Anderson, Mike Anderson, Robert Mattox, Bryce Quaschnick, Jared Quaschnick, Lynette Quaschnick, Scott Reif, Steve Thomas, Mike Talbert, Paul Thomson, Loren Vrem and Jason Wichterman. **Nemo:** Simon Austin, Jeremy Azevedo, Janna Bechard, Jeff Bechard, Virginia Clark, Melissa Eggers, Justin Henrichsen, Jaden Hoeye, Jerry Hood, Patrica Hood, Jody McKee, Richard McKee, Greg Nepstad, Mica Nepstad, Gary Phillips, Adam Rice, Chad Solaas, Cindy Solaas, Mike Talbert, and Joshua Welke. **Search & Rescue:** Adam Altergott, Richard Carlson, Lynn Davis, Michael Delahoyde, Kyle Doerges, Ron Everett, Terry Frederick, Chris Huhnerkoch, Ray Jensen, Gary Lillehaug, Joe Lillo, Rob Mattox, Frederick Pearson, Jared Quaschnick, Lynette Quaschnick, Fred Raubach, Kay Rear, Daniel Regan, Jeff Schroeder, Mike Stahl, Jamey Tollefson, Jay Vogt, Ryan Wages, Bill Weber, Rick Wissner. **Emergency Management:** Ken Hawki and J.D. Geigle.

2022 WAGES & SCALES: Moved-Seconded (Deibert-Rosenau) to accept the following 2022 longevity pay policy, wage scales, and wages for the salaried personnel, per pay period (biweekly) for the salaried personnel and per hour for hourly personnel, unless stated otherwise, effective January 2, 2022. Motion Carried. **LONGEVITY PAY:** Longevity pay will be awarded to permanent employees who have been employed for a minimum of five (5) years. Eligibility takes place on anniversary date of 5th year of employment, with increases on the 10th year of employment, 15th year of employment, and 20th year of employment. Longevity pay schedule is as follows: 5 Years -2 cent per hour for each year of employment; 10 Years- 4 cents per hour for each year of employment; 15 Years-6 cents per hour for each year of employment; 20 Years-8 cents per hour for each year of employment. Elected Officials are eligible for longevity pay. Elected County Commissioners are not eligible for longevity pay. Seasonal employees working consecutive years are eligible for longevity pay. **2022 WAGES** (per SDCL 6-1-10): 2022 WAGES (per SDCL 6-1-10): Commissioners: Deibert, Randy-589.30; Ewing, Robert-589.30; Flanagan, Brandon-589.30; Rosenau, Randall-589.30; Sleep, Richard-589.30; Outka, Bruce-4,488.88. Auditor: McGruder, Brenda-3,328.49; Atkins, Kimberly- 19.38; Lucero, Robin-21.81;

Nelson, Melody-28.13; Sargent, Debbie-22.97; Stulken, Krystal-19.48. Treasurer: Tridle, Debora-3,132.55; Adams, Julia-21.81; Atkinson, Sally-27.36; Bailey, Sarah-19.04; Brownlow, Carleen-21.85; Marshall, Laurie-21.81; Morgan, Bonnie-18.07; Schmit, Megan-20.90; Haupt, Janice-20.90. States Attorney: Fitzgerald, John-3,963.71; Adams, Thomas-1,301.78; Baumann, Michelle-29.53; Erlandson, Jeffry-2,706.41; Harvey, Brenda-3,205.87; Madsen, Janelle-19.38; McCroden, Brianna-21.29; Silvernail, Janice-25.66. Public Defender: Lopez, Amber-3,851.71; Caserio, Beverly-22.22; Reindl, Staci-3,040.57 Smith, Molly-28.41. Maintenance: Agena, Timothy-33.70; Cortez, Frank-25.23; Mattson, Robert-19.34; Phinney, Desiree-18.58; Thompson, James-18.44. Director of Equalization: Hodson, Timothy-2,826.11; Baenen, Chancie-18.22; Geuke, Nicolle-23.52; Hohn, Louise-24.33; Meehan, Michael-24.37; Pisani, Benjamin-18.71; Runge, Brett-30.16; Symonds, Carmen-25.09. Register of Deeds: Hansen, Davida-2,809.40; Carr, Marie-21.38; Kitzmiller, Lisa-17.50; Podoll, Keri-25.97; Williams, Sheri-19.38. Veterans Service Officer: Ketzer, Jesse- 23.77. Information System & Technology: Dias, Gregory-3,829.32; Bitting, Jeffrey-27.69; Kline, Steven-32.15; Leatherman, Debra-23.38. Sheriff: Dean, Brian-3,719.03; Brennan, Seth-30.23; Capp, Jacob- 28.65; Clover, Alexander-28.55; Derby, Tommie II-33.19; Dragoo, Shelley-25.73; Greeley, Laurie-20.90; Hamann, Alex-21.98; Hamilton, Marian-20.90; Hardin, Matt-30.74; Johnson, Patrick-3,011.63; Kellogg, Susan-23.41; Lindsey, Chelsea-28.55; Little, Tavis-3,133.23; Lux, Alexandra-21.98; Merwin, Megan-31.00; Meyer, Gregory-28.55; Moser, Douglas-21.98; Muller, Stephen-28.55; Nelson, Kasha-24.17; Palmer, Lance-28.69; Palmer, Laurel-20.90; Rakow, Julie-23.63; Rosenau, Brandon-26.90; Schumacher, Dustin-30.74; Sonner, Tyler-26.90; Stevens, Mary K.-28.55; Symonds, Matthew-21.98; Wainman, John J Jr-21.98, Walk Ritchey \$29.51; Walker, John-21.98. Jail: Adrain, Vanessa-22.34; Anderson, Kyle-28.55; Cleveland, Marina-22.34; Corean, Debora-21.90; Eriksen, Nathaniel-23.02; Liggett, Garrett-21.04; Lindsey, Chelsea-23.02; Lucio, Monica-21.90; Luna, Christopher-21.04; Lux, Alexandra-21.90; Mattson, Raygan-21.04; McCroden, Matthew-32.32; McPheeters, Keri-20.22; Morford, Joshua-21.90; Paklin, Melody-22.46; Smith, Lisa-21.90; Spencer, Anthony-22.34; Swanson, Chelsey-20.22; Wetz, Jolene-24.08. Coroner: Fahey, Patrick-291.58 ppd & 200.00 call; Goetsch, Martin -200.00 call; Isburg, Damon-200.00 call; Muckle, Thomas-200.00 call. 24/7: Kellogg, Susan-23.41; Wetz, Jolene-24.08. Emergency Management: Thomson, Paul-2,961.58; Larson, Rene-23.71. Dispatch: Baker, Barbara-22.34; Benson, Caylor-21.04; Bestgen, Jessica-21.90; DeGooyer, Sarah-21.04; Lux, Alexandra-21.90; Palmer, Laurel-21.90; Pesicka Olson, Jamie-25.52; Rommen, Brianna-23.12; Sanders, Lacey-22.34; Steffen, Peggy-23.24; Tieszen, Megan-21.46. Highway: Bonnema, Allan-3,431.06; Bey, John-34.02; Bracha, Maria-25.37; Brooks, Travis-26.02; Burnitt, James-26.18; Cooper, John-29.10; Hagerty, Richard-24.75; Harley, Toby-26.18; Harper, Jeffrey-27.04; Herman, Joshua-26.16; Heying, Bradley-26.02; Holen, Gerald-29.34 Larimore, Mark-26.92; Magnusson, Michal-26.12; Mattson, Justin- 26.02; Maynard, Brady-28.94; Meiners, Matthew-26.02; Nelson, Paul-26.16; Patino, Mark-27.78; Percy, Jason-26.02; Rear, Krista-21.43; Sheeler, Daniel-31.78; Skavang, Robert-26.54; Stanger, Richard- 26.02. Mental Health Board: Baczwaski, Brian-101.00; Barnaud, Timothy-101.00; Foral, Franczy-101.00; Johns, Timothy-101.00. Invasive Species Management: Heck, David-2,570.53; Palmer, Ryan-22.49; Bennett, Gerry-40.00 meeting; Ewing, Robert-40.00 meeting; Hauge, John-40.00 meeting; Ridley, Clint-40.00 meeting; Sleep, Richard-40.00 meeting (Alternate); Vavruska, Kyle-40.00 meeting; Whalen, Michael-40.00 meeting. Seasonal Invasive Species Employees: Clancy, Nicholas-15.00; Kirchner, Joshua-15.00; McKibbin, Mitchell-15.00; Parks, Jacob-17.40; Tyson, Chase-20.20; Vissia, Blake-15.00. Planning&Zoning: Vogt, Amber- 2,705.86; Lord, Jessica-18.22; Schroeder, Jeffery- 27.14; Sprenger, Janette- 21.73; Allen, Amy- 40.00 meeting; Fuller, Kelly- 40.00 meeting; Ewing, Robert-40.00 meeting; Schenk, Travis-40.00 meeting; Sleep, Richard-40.00 meeting (Alternate); Stone, Julie- 40.00 meeting; Tysdal, Richard- 40.00 meeting; Whalen, Mike-40.00 meeting.

NEWLY ELECTED BASE	2022 BASE	SDCL #
AUDITOR	\$ 35,952.00	SDCL 7-7-9.1
TREASURER	\$ 35,952.00	SDCL 7-7-9.1
REGISTER DEEDS	\$ 35,952.00	SDCL 7-7-9.1
STATES ATTORNEY	\$ 71,534.00	SDCL 7-7-12
SHERIFF	\$ 50,721.00	SDCL 7-12-15

2022 CELL PHONE ALLOWANCE: Moved-Seconded (Deibert-Ewing) to approve the following 2022 cell phone allowance effective January 2, 2022. Outka, Bruce-75.00; McGruder, Brenda-50.00; Tridle, Deb-75.00; Adams, Tom-45.00 Baumann, Michelle-45.00; Erlandson, Jeffry- 45.00; Harvey, Brenda-45.00; Madsen, Janelle-45.00; McCroden, Brianna-45.00; Silvernail, Janice-45.00; Lopez, Amber-75.00; Reindl, Staci-50.00; Agena, Tim-50.00; Cortez, Frank-50.00; Hodson, Tim-50.00; Hohn Louise-50.00; Meehan, Mike-50.00; Runge, Brett -50.00;

Symonds, Carmen-50.00; Hansen, Davida-75.00; Ketzer, Jesse -10.83; Dias, Greg-75.00; Bitting, Jeff-75.00; Kline, Steve-75.00; Pesicka Olson, Jamie-50.00; Anderson, Kyle-104.00; Brennan Seth-104.00; Capp, Jacob-104.00; Clover, Alexander-104.00; Dean, Brian-104.00; Derby, Tommie II -104.00; Dragoo, Shelley– 50.00; Hardin, Matt-104.00; Johnson, Patrick-104.00; Little, Tavis-104.00; McCroden, Matthew-104.00; Merwin, Megan-104.00; Meyer, Gregory-104.00; Muller, Stephen-104.00; Palmer, Lance-104.00; Rakow, Julie- 50.00; Rosenau, Brandon-104.00; Schumacher, Dustin-104.00; Sonne, Tyler-104.00; Stevens, Mary K.-104.00; Walk, Ritchey-104.00; Fahey, Patrick-50.00; Larson, Rene’ -68.00; Thomson, Paul-136.00; Bey, John-50.00; Bonnema, Allan-75.00; Maynard, Brady-50.00; Sheeler, Daniel-50.00; Heck, Dave-50.00; Palmer, Ryan-50.00; Schroeder, Jeff-50.00; Vogt, Amber-60.00

AMERICAN RESCUE PLAN ACT/PREMIUM PAY: Moved-Seconded (Flanagan-Deibert) to approve a one-time premium pay bonus (Funding Source: American Rescue Plan Act) for employees employed by the County on or before January 1, 2022. Bonus amounts are as follows: Full-Time Permanent Employees (40)-\$1,500.00; all other classified employees-\$500.00. Employees must have worked hours in 2021. See list of employees on file in the Auditor’s Office. Motion Carried.

ASSIGNMENT OF WORK AT A HIGHER CLASSIFICATION: Moved-Seconded (Flanagan-Rosenau) to accept the following 2022 assignment of work at a higher classification. Abstain-Deibert. Motion Carried. At department head discretion, an employee may be assigned the work of a higher classified employee, in the absence of the higher classified employee, and be entitled to the base pay of the higher classification. Each department head will make the notation of such increase on the employee's time card.

2022 SHERIFF'S OFFICE POSITIONS: Moved-Seconded (Ewing-Rosenau) to restate the full time positions in the Lawrence County Sheriff's office for 2022 as follows: (2) Chief Deputy (0) Captain, (2) Lieutenant (4) Sergeants, (10) Deputies, (4) Office Personnel (14) Jailers, (1) E911 Coordinator, and (7) Dispatchers. Motion Carried.

2022 SHERIFF DEPUTIES/CORRECTIONAL OFFICERS PER DIEM: Moved-Seconded (Deibert-Rosenau) to approve the following 2022 Sheriff Deputies and Correctional Officers per diem, effective January 2, 2022. Sheriff Deputies-\$6.00 per day, for a maximum of 5 days a week. Correctional Officers-\$1.00 per each day physically worked. Motion Carried.

MENTAL ILLNESS BOARD: Moved-Seconded (Flanagan-Deibert) to approve the Mental Illness Board fee at \$101.00/per case effective January 1, 2022 for Tim Johns, Brian Baczwaski, Tim Barnaud and Francy Foral. Motion Carried.

OBSERVED HOLIDAYS: Moved-Seconded (Flanagan-Ewing) to follow the listed Holidays in Article VII of the Personnel Policies Resolution #2020-08 Handbook Manual and to give the Chairman authority to act on any additional holidays appointed by the President of the United States, the Governor of South Dakota for State employees, or the County Commissioners of Lawrence County, for a public fast, administrative leave, thanksgiving or holiday may be observed as a legal holiday. Motion Carried.

COUNTY BOARDS AND COMMITTEES:

TIMBER COMMITTEE: Moved-Seconded (Flanagan-Rosenau) to appoint Bill Coburn, John Frederickson, Mike Whalen, Paul Pierson, Don Hausle, Commissioner Randy Deibert and Commissioner Richard Sleep to the Timber Committee for 2022. Motion Carried.

FAIR BOARD: Moved-Seconded (Flanagan-Deibert) to appoint Commissioner Sleep to the Fair Board for 2022 and to appoint Commissioner Ewing as the alternate for 2022. Motion Carried.

Moved-Seconded (Flanagan-Deibert) to appoint Ida Marie Snortland and Dianne Miller to the Fair Board for a 3-year term to expire 12-2024. Motion Carried.

HOUSING & REDEVELOPMENT COMMISSION: Moved-Seconded (Deibert-Ewing) to appoint Commissioner Flanagan to the Housing and Redevelopment Commission for 2022. Motion Carried.

Moved-Seconded (Deibert-Ewing) to appoint Coreen Lerwick and Deb Stewart to the Housing and Redevelopment Commission for 2026. Motion Carried.

INSURANCE COMMITTEE: Moved-Seconded (Deibert-Ewing) to appoint Commissioner Rosenau to the Insurance Committee for 2022. Motion Carried.

INVASIVE SPECIES MANAGEMENT: Moved-Seconded (Flanagan-Deibert) to appoint Commissioner Ewing to the Invasive Species Management Board for 2022 and to appoint Commissioner Sleep as the alternate for 2022. Motion Carried.

Moved-Seconded (Flanagan-Deibert) to appoint Gerry Bennett to the Invasive Species Management Board District #3 for a 3-year term to expire 12-31-2024. Motion Carried.

Moved-Seconded (Flanagan-Deibert) to appoint John Hauge to the Invasive Species Management Board District #5 for a 3-year term to expire 12-31-2024. Motion Carried.

PLANNING & ZONING BOARD: Moved-Seconded (Flanagan-Deibert) to appoint Commissioner Ewing to the Planning and Zoning Board for 2022 and to appoint Commissioner Sleep as the alternate for 2022. Motion Carried.

Moved-Seconded (Flanagan-Deibert) to appoint Mike Whalen and Amy Allen to the Planning & Zoning Board for a 5-year term to expire 12-31-2026. Motion Carried.

PUBLIC DEFENDER: Moved-Seconded (Flanagan-Rosenau) to appoint Commissioner Deibert, and Commissioner Rosenau to the Public Defender Board for 2022 and to appoint Jaci Pearson to the Public Defender Board for 2022. Motion Carried.

LAWRENCE COUNTY REVOLVING LOAN FUND: Moved-Seconded (Flanagan-Rosenau) to appoint Commissioner Flanagan, Commissioner Rosenau, Ron Rosenbloom, Kevin Whitlock, and Jeremy Hoven to the Lawrence County Revolving Loan Fund Board for 2022. Motion Carried.

B.H. COUNCIL OF LOCAL GOVERNMENTS: Moved-Seconded (Flanagan-Ewing) to appoint Commissioner Deibert as Representative and Commissioner Sleep as alternate to the Black Hills Council of Local Governments for 2022. Motion Carried.

LAWRENCE EMERGENCY PLANNING COMMISSION: Moved-Seconded (Flanagan-Deibert) to appoint Commissioner Rosenau to the LEPC for 2022. Motion Carried.

WESTERN SD JUVENILE SERVICES CENTER COMPACT: Moved-Seconded (Flanagan-Deibert) to appoint Commissioner Rosenau and Brian Dean, Sheriff to the Western SD Juvenile Services Center Compact for 2022. Motion Carried.

LIBRARY BOARD: Moved-Seconded (Deibert-Flanagan) to appoint Commissioner Sleep as representative to the Library Board for 2022 and Spearfish Library Board for 2022 and with authority to designate an alternate as needed. Motion Carried.

SPEARFISH ECONOMIC DEVELOPMENT BOARD: Moved-Seconded (Flanagan-Rosenau) to appoint Commissioner Deibert to the Spearfish Economic Development Board for 2022 and Commissioner Sleep as the alternate for 2022 and Commissioner Rosenau as the second alternate for 2022. Motion Carried.

MULTIPLE USE COMMITTEE: Moved-Seconded (Flanagan-Ewing) to appoint Commissioner Deibert to the Multiple Use Committee for 2022 and Commissioner Sleep as the alternate for 2022. Motion Carried.

STATE DIVISION OF FORESTRY CONTACT PERSON / RANGE LAND FIRES: Moved-Seconded (Deibert-Ewing) to appoint Chairman Rosenau as the State Division of Forestry / Range Land Fires contact person for 2022. Motion Carried.

Moved-Seconded (Deibert-Ewing) to appoint Paul Thomson, Emergency Management Director as the additional State Division of Forestry / Range Land Fires contact person for 2022. Motion Carried.

WESTERN SD COMMUNITY ACTION: Moved-Seconded (Flanagan-Ewing) to appoint Ida Marie Snorteland to Western SD Community Action for 2022. Motion Carried.

HAZARDOUS MATERIALS COORDINATOR: Moved-Seconded (Ewing-Flanagan) to appoint Paul Thomson, Emergency Management Director to the Hazardous Materials Coordinator for 2022. Motion Carried.

DEADWOOD-LEAD ECONOMIC DEVELOPMENT BOARD: Moved-Seconded (Flanagan-Ewing) to appoint Commissioner Deibert to the Deadwood-Lead Economic Development Board for 2022 with authority to designate an alternate as needed. Motion Carried.

SHERIFF:

VEHICLE BIDS: The following bid was received for four (4) Sheriff vehicles: Juneks - four (4) 2022 Dodge Durango Pursuit AWD V-8 - \$178,000.00 (\$28,000 trade-ins) = \$150,000.00.

Moved-Seconded (Flanagan-Rosenau) to follow the recommendation of Brian Dean, Sheriff, and accept the lowest responsible bid from Juneks and waive any irregularities for four (4) Sheriff vehicles: Juneks – (4) 2022 Dodge Durango Pursuit AWD V-8 - \$178,000.00 (\$28,000 trade-ins) = \$150,000.00 and to declare the 2017 Dodge Durango / VIN 1C4SDJFT7HC848293 / 108,229 Miles; 2018 Dodge Durango / VIN 1C4SDJFT3JC409078 / 109,955; Miles 2018 Dodge Durango / VIN 1C4SDJFTXJC409076 / 122,449 Miles; 2018 Dodge Durango / VIN 1C4SDJFT1JC409077 / 93,838 Miles (new engine 2021—warranty work) surplus and allow them to be considered for trade in as previously declared at the December 14, 2021 Commission meeting. Motion Carried.

PUBLIC SAFETY AND SERVICES CENTER UPDATE: Brian Dean, Sheriff, gave an update on the status of the Public Safety and Services Center. Dean stated that Elevatus Architecture is soon to be ready to present to the Board an updated cost estimate of the project. Dean stated that Elevatus Architecture will be looking for approval to start the Construction Documents phase.

Moved-Seconded (Deibert-Ewing) to add a special meeting on January 18, 2022 to allow for Elevatus Architecture to present the project cost estimate for the Public Safety and Services Center. Motion Carried.

Brian Dean, Sheriff, presented a draft bill initiated by Representative Mary Fitzgerald to be presented to the 2022 South Dakota Legislature requesting an appropriation for the construction of the new Public Safety and Services Center. Dean stated that Representative Mary Fitzgerald has gone to great length to understand the needs of Lawrence County and her District, particularly the Public Safety and Services Center project.

Moved-Seconded (Ewing-Flanagan) to support the Draft Bill 393 requesting an appropriation for the construction of a new public safety and services center. Motion Carried.

HIGHWAY:

HIGHWAY VEHICLE PURCHASE: Allan Bonnema, Highway Superintendent, stated he reach out to the dealerships in Lawrence County and reported that the only dealership that had a vehicle available was White's Canyon Motor's.

Moved-Seconded (Ewing-Deibert) to authorize the purchase of (1) 2021 F-150 4X4 Supercrew in the amount of \$43,298. Motion Carried.

ROAD JURISDICTION/MAINTENANCE-CITY OF SPEARFISH: Moved-Seconded (Deibert-Flanagan) to designate Chairman Rosenau and Commissioner Ewing to meet with the City of Spearfish in reference to road jurisdiction and maintenance. Motion Carried.

PLANNING & ZONING:

CHANGE OF ZONING #347/ NEW RISK, LLC. /LANTIS: Second Reading was held on COZ #347 APPLICANTS: New Risk, LLC/Travis Lantis LEGAL DESCRIPTION: Tract 8, 9A and 10A, located in the SW ¼ of Section 20, T6N, R3E VICINITY LOCATION: McDermott Road SUMMARY: Facilitate subdivision ZONING: A-1 to RR ACREAGE: 57.047 acres.

Amber Vogt, Planning & Zoning Administrator, presented her staff report.

Commissioner Deibert questioned if the City of Spearfish had been approached about servicing the subdivision with water.

Amy Lantis, Applicant, stated that at this time the platting has to go through the City of Spearfish and the plan is to have a well.

Commissioner Deibert noted for the record that this is an opportunity to fix non-conforming zoning.

Moved-Seconded (Flanagan-Ewing) to approve COZ #347 APPLICANTS: New Risk, LLC/Travis Lantis LEGAL DESCRIPTION: Tract 8, 9A and 10A, located in the SW ¼ of Section 20, T6N, R3E VICINITY LOCATION: McDermott Road SUMMARY: Facilitate subdivision ZONING: A-1 to RR ACREAGE: 57.047 acres. Motion Carried.

PLANNING & ZONING UPDATES: Amber Vogt, Planning & Zoning Administrator, reported that the Planning & Zoning public hearing for Wharf Resources (U.S.A.) Inc. will be held on January 6, 2022 at 1:30 p.m. at Deadwood City Hall 102 Sherman Street Deadwood, SD 57732. Vogt was instructed to report to Chairman Rosenau on the attendance of the meeting and at that time a decision will be made on whether the County Commission Meeting will be moved to Deadwood City Hall.

PLATS:

PRELIMINARY PLAT/KLOSS DEVELOPMENT: APPLICANT: Kloss Development
LEGAL DESCRIPTION: Dakota Highlands Estates (Approx. 55 lots) **VICINITY LOCATION:** Whitewood **SUMMARY:** New subdivision **ZONING:** PF.

Amber Vogt, Planning & Zoning Administrator, presented her staff report.

The Commission directed Allan Bonnema, Highway Superintendent, to review the plans prior to Thursday’s Planning & Zoning meeting.

Deibert stated that the existing easement to the west could serve as an alternate emergency ingress and egress.

Brad Kloss, Applicant and Trent Walters, Interstate Engineering were present to answer questions.

Kloss explained his intentions for the new subdivision.

ITEMS FROM THE PUBLIC: None.

ITEMS FROM THE COMMISSIONERS: Commissioner Deibert reported that the Timber Committee will be meeting on January 10, 2022 in the Lawrence County Commission room at 2:00 p.m.

BILLS: Moved-Seconded (Flanagan-Rosenau) to approve payment of the following payroll and vouchers listed below for expenditures for insurance, professional services, publications, rentals, supplies, repairs, maintenance, travel, conference fees, utilities, furniture and equipment drawn on the proper funds and various departments. Motion Carried.

Bills: Fitzgerald, John-\$319.60; Reindl, Staci-\$110.04; Lord, Jessica-\$30.00; A&B Business, Inc Solutions-\$30.25; A&B Welding Supply-\$23.10; Ace Hardware Of Lead-\$219.60; American Legal Publishing-\$1,169.60; American Red Cross-\$1,000.00; American Stamp & Marking-\$68.71; AT&T Mobility-\$802.80; BH Pest Control-\$190.00; BH Pioneer-\$191.55; Behavior Mngt Systems-\$24,097.00; Black Hills Chemical-\$736.44; Bomgaars Supply-\$288.76; Century Business Products-\$157.47; Clinical Lab Of BH-\$2,144.00; Cornelius, Kaylee-\$60.00; Dakota Equipment Rental-\$4.05; Dale's Tire & Retread-\$324.00; Deadwood, City Of-\$1,191.87; Fastenal-\$64.84; Fidler-Isburg Funeral Chapel-\$1,170.00; Galls-\$203.30; Grimm's Pump & Industrial Supply-\$1,789.34; Hub Intl Mountain States Limit-\$50.00; Janke, Wendy-\$60.00; Knecht Home Center-\$90.84; LC Conservation Dist-\$5,000.00; Lead-Deadwood Sanitary-\$545.21; Macqueen Emergency-\$460.88; Ms Mail-\$25.00; Office Depot-\$1,333.07; Onsolve Llc-\$6,262.20; PcsO Addiction Treatment Serv-\$1,130.00; Queen City Rocket Lube-\$90.99; Quill-\$324.98; Rasmussen Mechanical Serv-\$3,201.23; Redwood Toxicology Lab-\$140.00; Reserve Account-\$6,000.00; Richter's Tire & Exhaust-\$219.88; Root Spring Scraper-\$298.86; Sara J Fitzgerald-\$408.00; Sd Assn Of Co Comm-\$4,847.00; Sdaco-\$2,335.06; Servall Towel & Linen-\$299.90; Spearfish Economic Development-\$1,000.00; Sterna, Laura-\$180.00; Sturdevant's Auto Parts-\$38.66; Sysco Montana-\$1,583.45; Top Quality Mfg-\$823.00; Triple K Tire & Repair-\$91.92; Twin City Hardware & Lumber-\$9.95; Wells Plumbing & Farm Supp-\$171.08; Western Communication-\$1,252.00; White's Canyon Motors-\$292.54; **Witness & Jurors:** \$545.92.

ADJOURN: 9:24 a.m. There being no further business, it was Moved-Seconded (Flanagan-Deibert) to adjourn the meeting.

Date Approved

Randall Rosenau, Chairperson

ATTEST:

Brenda McGruder, Auditor