



LAWRENCE COUNTY

SOUTH DAKOTA

"Where Beauty and Adventure Meet"

Lawrence County Commission Agenda
Commission Room ~ 90 Sherman Street,
Deadwood, South Dakota
Tuesday, October 10, 2023

* Join the meeting from your computer, tablet or smartphone. <https://meet.goto.com/152688557>

**Website: <http://www.lawrence.sd.us/>

REGULAR MEETING

8:00 a.m. ~ Call Meeting to Order

PLEDGE OF ALLEGIANCE - *I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands: one nation under God, indivisible, with liberty and justice for all.*

~ General/Pending Business

BOARD DISCUSSION/ACTION: Approve Agenda Declare conflicts Approve regular meeting minutes from September 26, 2023 Bills Auditor's Account w/Treasurer Personnel Travel request(s) Amended Resolution #2023-16, A Resolution Setting the 2024 County Budget (Public Hearing held: September 5, 2023 (Closed)) Note receipt of Victoria Lane Road District petition Proposed 2024 County Commission meeting schedule LEMPG quarterly report; Lab Services Agreement for Employee Health Fair NACo funding request for \$8,923.19 Declare surplus ~ 6 yellow oxygen tanks

8:15 a.m. ~ Brian Dean, Sheriff

BOARD DISCUSSION/ACTION: Sheriff's report **BID OPENING** ~ Public Safety Radio Tower Project (Award bid/Issue Notice to Proceed/Authorization Chairman to sign Project Agreement) Update: Public Safety and Service Center Project (Con't from September 26, 2023) Ordinance #2023-01, An Ordinance Prohibiting Jumping or Diving from Bridges (First Reading held: September 5, 2023 and Second Reading held: September 26, 2023)

8:30 a.m. ~ John Bey, Highway Superintendent

BOARD DISCUSSION/ACTION: Highway business (Approach Permits, Utility Permits, Spearfish plats) Letting Authorization for Project: BRF-B 6545(04) PCN 08N0 Request to improve a portion of Mt. Roosevelt Road Project updates

9:00 a.m. ~ Brenda McGruder, Auditor

BOARD DISCUSSION/ACTION: **PUBLIC HEARING** ~ Petition to Vacate a Portion of a Section Line
APPLICANTS: WOLFGANG & KATHLEEN L SCHMIDT, TRUSTEES OF WOLFGANG & KATHLEEN L SCHMIDT REVOCABLE TRUST **LEGAL:** EXHIBIT DRAWING FOR SECTION LINE R.O.W. VACATION ACROSS TRACT E OF BIG ELK FOREST, H.E.S. 88 ALL LOCATED IN SECTION 4 AND SECTION 9, T3N, R5E, B.H.M., LAWRENCE COUNTY, SOUTH DAKOTA
ACTION REQUIRED: Approval/Denial

PUBLIC HEARING ~ Petition to Vacate a Portion of a Section Line **APPLICANTS:** WOLFGANG &

(Con't)

KATHLEEN L SCHMIDT, TRUSTEES OF WOLFGANG & KATHLEEN L SCHMIDT REVOCABLE OF BIG ELK FOREST, H.E.S. 88 ALL LOCATED IN SECTION 4 AND SECTION 9, T3N, R5E, B.H.M., LAWRENCE COUNTY, SOUTH DAKOTA **ACTION REQUIRED:** Approval/Denial

9:15 a.m. ~ **Michelle May, 4-H Youth Program Advisor**

BOARD DISCUSSION/ACTION: □ Update: 4-H Program

9:30 a.m. ~ **Amber Vogt, Planning & Zoning Director**

BOARD DISCUSSION/ACTION: □ Plats □ P&Z Updates

FINAL PLAT ~ APPLICANT: Salmon's Inc. % Don Hausle **LEGAL DESCRIPTION:** Tract 1A and Tract 1B of HES 68, formerly Tract 1 of Lot A of HES 68, all located in Section 7, Section 17 and Section 18, T3N, R4E **VICINITY LOCATION:** Hwy 385 **SUMMARY:** New lot - Fire Plan submitted and completed **ZONING:** PF **ACTION REQUIRED:** Approval/Denial

FINAL PLAT ~ APPLICANT: JCJ, LLC **LEGAL DESCRIPTION:** Lot 4A and 1A-1 of Majestic Estates; located in Section 23 and 24, T5N, R3E and Section 24, T4N, R2E (legal shortened) **VICINITY LOCATION:** Boulder Canyon/Mattson Lane **SUMMARY:** Lot line change - Fire Plan previously submitted **ZONING:** HSC **ACTION REQUIRED:** Exempt/Approval/Denial

PRELIMINARY ~ APPLICANTS: Tomahawk Country Club & Sawyer Memorial % John Arleth **LEGAL DESCRIPTION:** Tomahawk Tract, Formerly a Part of HES 66 and HES 57 of Section 19 and the Norwood, Norwood No 1, 2, 3 (Legal shortened) **VICINITY LOCATION:** SD Hwy 385 **SUMMARY:** Adjust property lines for building setback - Fire Plan exempt **ZONING:** PF **PARCEL ID:** 14000-00404-300-50 **ACTION REQUIRED:** Exempt/Approval/Denial

PRELIM & FINAL ~ APPLICANTS: James & Donna Willson and Crook Mtn Angus Ranch **LEGAL DESCRIPTION:** Plat of Tract W1 and Tract W2 of Willson Subdivision, Former CMAR Tract and a Portion of E1/2NW1/ of Section 34, Located in the E1/2NW1/4 of S34, T6N, R4E (Legal shortened) **VICINITY LOCATION:** Crook Mtn Road **SUMMARY:** Lot line change - Fire Plan exempt **ZONING:** PF **ACTION REQUIRED:** Exempt/Approval/Denial

PRELIM & FINAL ~ APPLICANTS: Lee & Nancy Nelson **LEGAL DESCRIPTION:** Plat of Lot 1A Formerly Lot 1 of Harrold MS 1555 and Lot 1 of Lottie MS 1555, a Subdivision of Harrold and Lottie MS 1555 (Legal shortened) **VICINITY LOCATION:** White Forest Road **SUMMARY:** Combine lots - Fire Plan exempt **ZONING:** PF **ACTION REQUIRED:** Exempt/Approval/Denial

PRELIM & FINAL ~ APPLICANTS: BH Development & Powder House Pass **LEGAL DESCRIPTION:** Plat of Lots 2 and 3 of Block 10 of Trailside Addition, Lots 2 and 3, Formerly a Portion of Tract B1R Revised of Wilderness Estates 2nd Addition and a Portion of Block 10 of Trailside Add (Legal shortened) **VICINITY LOCATION:** Powder House Pass **SUMMARY:** New & replat of lots - Fire Plan previously submitted **ZONING:** PUD **ACTION REQUIRED:** Exempt/Approval/Denial

9:45 a.m. ~ **Mark Tieszen, Homestake/LAC Minerals Environmental Manager**

BOARD DISCUSSION/ACTION: □ LAC Minerals/Homestake merger transfer of CUP #116 (Mining and processing), CUP #125 (Amendment to CUP #116 - Land application and storage pond enlargement) and CUP #202 (Clay and limestone quarry)

10:00 a.m. ~ Brenda McGruder, Auditor

BOARD DISCUSSION/ACTION: □ Request by individual to waive CAA costs

10:15 a.m. ~ Bruce Hintz, Dept. of Legislative Audit

BOARD DISCUSSION/ACTION: □ 2022 Audit Entrance conference/Engagement letter

10:30 a.m. ~ Items from the Public

BOARD DISCUSSION: □ Items raised by the public for discussion (*3 minute limit per person. Time may be extended at the discretion of the Chairman*). A time for the members of the public to discuss or express concerns to the Board of Commissioners on policies and issues affecting County government and its function. Action will not be taken during this item on any issues brought forth that are not properly noticed.)

10:45 a.m. ~ Rebecca Mann, GNP, LLP

BOARD DISCUSSION/ACTION: □ County Political Action Policy ~ Executive Session pursuant to SDCL 1-25-2(3) Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters

11:00 a.m. ~ Items From Commissioners

BOARD DISCUSSION: □ Items raised by commissioners for discussion/Committee reports (A time for individual members to bring forth ideas or concerns to the full Board. Official action will not be taken on any items brought forth at this time. Direction may be given to bring items back before the Board for future consideration.)

11:15 a.m. ~ Adjourn

BOARD DISCUSSION/ACTION: □ Adjourn

Lawrence County fully subscribes to the Americans with Disabilities Act. If you desire to attend this public meeting and need accommodations, please notify the Commissioners' Office at (605) 722-4167 at least 24 hours prior to the meeting so that appropriate services and auxiliary aids are available.

** Times are approximate. The preferred practice of the Board is to proceed through the agenda in the order it is published. From time to time, agenda items may be disposed of quickly leaving a gap in the meeting agenda prior to the next advertised agenda item start time. To utilize time effectively in those circumstances, the Board may move items up on the agenda to fill those gaps.*

** Next Regular County Commission Meeting: October 24, 2023 at 8:00 a.m.

Join the Commission meeting from your computer, tablet or smartphone.

<https://meet.goto.com/152688557>

You can also dial in using your phone.

Access Code: 152-688-557

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