

LAWRENCE COUNTY COMMISSIONERS MEETING – September 22, 2020 page-1

Chairman Brandon Flanagan called the regular meeting of the Lawrence County Commissioners to order and the Pledge of Allegiance was conducted at 8:00 a.m. on September 22, 2020 in the Administrative Annex Building of the Lawrence County Courthouse located at 90 Sherman Street, Deadwood, SD with Commissioners Randall Rosenau, Daryl Johnson, Richard Sleep and Randy Deibert.

All motions were passed by unanimous vote, by all members present, unless stated otherwise.

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

DECLARE CONFLICTS AND DISCLOSURES: Commissioner Deibert declared a conflict with the 9:45 a.m. Plats-BH Forest Acres & Eric Rath.

MINUTES: Moved-Seconded (Rosenau-Johnson) to approve the minutes of September 1, 2020 County Commission meeting. Motion Carried.

AUDITOR'S ACCOUNT WITH TREASURER REPORT: Moved-Seconded (Sleep-Deibert) to accept the Auditor's Account with the County Treasurer. Motion Carried. As of August 31, 2020, showed the following: Total amount of actual cash-\$1,350.00; total amount of checks and drafts in Treasurer's possession not exceeding three days (check deposit in transit)-\$123,673.25; total amount of cash in transit in Treasurer's possession (cash deposit in transit)-\$4,812.55; petty cash-\$1,860.00; total amount of deposits in bank include: bank balance \$12,524,104.31; money market \$11,951,859.14. Total \$24,607,659.25. Motion Carried.

PERSONNEL:

ELECTIONS: Moved-Seconded (Rosenau-Flanagan) to approve Marlene Barrett as a temporary full-time Accounting Clerk G3 at a base rate of \$18.46 an hour, effective September 22, 2020 and waive the five (5) days posting and newspaper publication requirements. Motion Carried.

TREASURER: Moved-Seconded (Deibert-Rosenau) to approve Megan Schmit as a full-time permanent Accounting Clerk G2 at a base rate of \$16.67 an hour, effective October 12, 2020. Motion Carried.

SHERIFF: Moved-Seconded (Rosenau-Flanagan) to approve Alexandra Lux as a part-time fill-in Special Deputy G2 at a base rate of \$20.93 an hour, effective September 22, 2020. Motion Carried.

Moved-Seconded (Rosenau-Deibert) to approve Laurel Palmer as a part-time fill-in Dispatcher II G2 at a base rate of \$20.86 an hour, effective September 22, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Matt Hardin as a full-time permanent Sergeant G3 at a base rate of \$29.14 an hour, effective September 27, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Mary K Stevens as a full-time permanent Deputy II G1 at a base rate of \$26.13 an hour, effective September 27, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Stephen Muller as a full-time permanent Deputy II G1 at a base rate of \$26.13 an hour, effective September 27, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Greg Meyer as a full-time permanent Deputy II G1 at a base rate of \$26.13 an hour, effective October 11, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Jolene Wetz as a full-time permanent Corrections Sergeant G3 at a base rate of \$22.80 an hour, effective October 11, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Tommy Myers as a full-time permanent Correctional Officer II G2 at a base rate of \$20.86 an hour, effective October 11, 2020. Motion Carried.

Moved-Seconded (Rosenau-Deibert) to approve Lisa Smith as a part-time fill-in Correctional Officer I G1 at a base rate of \$19.26 an hour, effective September 22, 2020. Motion Carried.

Moved-Seconded (Deibert-Rosenau) to approve Lacey Kelly as a full-time permanent Dispatcher II G3 at a base rate of \$21.28 an hour, effective October 11, 2020. Motion Carried.

HIGHWAY/OUT-OF-CLASS PAY:

Moved-Seconded (Rosenau-Flanagan) to approve the out-of-class pay for Daniel Sheeler at a base rate of \$29.89 for 20 hours on October 8 & 13, 2020. Aye-Johnson, Rosenau and Flanagan. Nay-Sleep and Deibert. Motion Carried.

PAYROLL TAX DEFERRAL/IRS ISSUED NOTICE 2020-65: Moved-Seconded (Rosenau-Flanagan) to opt out of the payroll tax deferral according to IRS issued Notice 2020-65 directed by an executive order issued by President Donald Trump. Motion Carried.

AUTOMATIC SUPPLEMENTS:

ELECTIONS: Moved-Seconded (Rosenau-Flanagan) to approve the automatic supplement of \$29,647.92 to the Elections budget for HAVA Cares Act and Title II reimbursement. Motion Carried.

POSTAGE: Moved-Seconded (Rosenau-Flanagan) to approve the automatic supplement of \$3,543.80 to the Postage budget for HAVA Cares Act reimbursement. Motion Carried.

EQUALIZATION: Moved-Seconded (Rosenau-Flanagan) to approve the automatic supplement of \$29,060.26 to the Equalization Reval/Mapping budget for Pictometry Flyover reimbursement. Motion Carried.

WHITEWOOD ECONOMIC DEVELOPMENT ORGANIZATION (WEDO): Chris Chiller, Whitewood Economic Development Organization (WEDO), updated the Commission regarding the pending loan to WEDO and its proposed agreement with Western Dakota Tech. Chiller stated the uncertainty with COVID restrictions caused both parties to pause for now and stated that a future partnership remains a possibility as both sides left the discussion on good terms.

Moved-Seconded (Deibert-Rosenau) to rescind the motion made on June 23, 2020 authorizing contingent approval for a loan in the amount of \$250,000 from the Mine Severance Tax fund to WEDO. Motion Carried.

BLACK HILLS COMMUNITY ECONOMIC DEVELOPMENT: Commissioner Flanagan stated that Black Hills Community Economic Development received \$1 million in CARES Act funding to be used in Lawrence County to provide critical gap financing to small businesses and entrepreneurs. Flanagan added that a separate board has been set up to administer these funds.

SURPLUS:

RU2 800 RADAR TRAILER: Moved-Seconded (Deibert-Rosenau) to declare RU2 800 radar trailer VIN #2054/7403 totaled due to vandalism surplus. Motion Carried.

SHERIFF:

MISSION CRITICAL HIRING: Brian Dean, Sheriff, asked for permission to hire mission critical employees if and when the need arises on a part time basis at the lowest possible grade.

Moved-Seconded (Rosenau-Deibert) to authorize Brian Dean, Sheriff, to hire mission critical employees if the need arises, on a part time basis and at the lowest pay grade, until such time as the new hire can be ratified by the Commission at its next regular schedule meeting. Motion Carried.

PUBLIC SAFETY AND SERVICES CENTER PROJECT UPDATE: Commissioner Deibert gave an update regarding the AIA agreement with Elevatus Architecture. Deibert further explained that as an alternative to the 24 page AIA standard agreement, Elevatus provided a letter agreement for Programming and Conceptual Design services to include reimbursable costs. In order to keep the process moving, Deibert recommended that the Commission approve the short-form letter agreement.

Moved-Seconded (Rosenau-Johnson) to approve and authorize the Chairman to sign the Programming and Conceptual Design Services from Elevatus Architecture with the caveat that the County be given prior notification of the potential accrual of reimbursable costs prior to expenditure. Motion Carried.

Bruce Outka, Deputy State's Attorney, gave an update on the land purchase due diligence.

ALCOHOLIC BEVERAGE LICENSE/TRANSFER: A public hearing was held on the applications to transfer a license to sell intoxicating liquor (Retail On-Off-Sale Wine and Retail On-Off Sale Malt Beverage). No public input was voiced and the hearing was closed. Moved-Seconded (Rosenau-Johnson) to approve the following applications to transfer a license to sell intoxicating liquor Class - Retail (On-Off-Sale) Wine Previous License: AW Rentals, LLC/Recreational Springs Resort: M.S. 1200 Lot 3-A2 Of Tract 3-A A S/D Of Jay#1,2&3 & Fay#3, Albert Steele Fraction, Hazard, Log Cabin & Violet #3 Of Sec 24, T4N, R2E, BHM. Transfer to: Double Diamond LLC/ Recreational Springs Resort: M.S. 1200 Lot 3-A2 Of Tract 3-A A S/D Of Jay#1,2&3 & Fay#3, Albert Steele Fraction, Hazard, Log Cabin & Violet #3 Of Sec 24, T4N, R2E, BHM and Class-Retail (On-Off Sale) Malt Beverage Previous License: AW Rentals, LLC/Recreational Springs Resort: M.S. 1200 Lot 3-A2 Of Tract 3-A A S/D Of Jay#1,2&3 & Fay#3, Albert Steele Fraction, Hazard, Log Cabin & Violet #3 Of Sec 24, T4N, R2E, BHM. Transfer to: Double Diamond LLC/ Recreational Springs Resort: M.S. 1200 Lot 3-A2 Of Tract 3-A A S/D Of Jay#1,2&3 & Fay#3, Albert Steele Fraction, Hazard, Log Cabin & Violet #3 Of Sec 24, T4N, R2E, BHM. Motion Carried.

HIGHWAY:

FUEL QUOTES: The following fuel quotes were submitted as of September 16, 2020:

Deadwood Diesel #2 (dyed) 6300 gallons: (prices per gallon) CBH Cooperative –\$1.525*; Harms Oil Co-No Bid; MG Oil-\$1.5921. **Deadwood Unleaded 3700 gallons:** (prices per gallon) CBH Cooperative –\$2.088; Harms Oil Co-No Bid; MG Oil – \$2.0175*. *Represents lowest quote awarded.

PERMIT:

THOMPSON: Moved-Seconded (Sleep-Rosenau) to follow the recommendation of Allan Bonnema, Highway Superintendent, and approve the private approach permit for Ted Thompson to construct an approach on the pasture side of Jackson Road located off of Whitewood Valley Road east of Jackson Road. Motion Carried.

THOMPSON: Moved-Seconded (Sleep-Rosenau) to follow the recommendation of Allan Bonnema, Highway Superintendent, and approve the private approach permit for Ted Thompson to construct an approach on the south side of Jackson Road located 100 yards off Whitewood Valley Road. Motion Carried.

TINNELL: Moved-Seconded (Johnson-Sleep) to follow the recommendation of Allan Bonnema, Highway Superintendent, and approve the utility permit for Randy Tinnell to bore under Weisman Road approximately 2 miles from the Tinnell home for construction of a livestock water line beginning in Section 36, T7N, R3E and ending in Section 19, T7N, R4E. Motion Carried.

PROJECT UPDATES: Allan Bonnema, Highway Superintendent, gave an update on the Whitewood Valley bridge and Doresett Road bridge projects.

HIGHWAY/OUT-OF-CLASS PAY: Commissioner Sleep stated he was not in favor of the out-of-class pay. Commissioner Flanagan asked that this item be placed on the agenda for further discussion.

PLANNING & ZONING:

CHANGE OF ZONING #334/GARDNER: Second Reading was held on COZ #336.

APPLICANTS: Kenneth & Julie Gardner **LEGAL:** Lot D of Sawpit Tract, being a portion of the Bingham Lode M.S. 1379 Etal in Section 29, T5N, R3E **VICINITY LOCATION:** Hwy 85

SUMMARY: COZ from Park Forest to Highway Service Commercial **ACREAGE:** 2.00 acres

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

Moved-Seconded (Rosenau-Flanagan) to approve the COZ #336 based upon Planning and Zoning Commission recommendation for approval and the concurrent recommendation of P&Z staff, as reflected in the staff report. **APPLICANTS:** Kenneth & Julie Gardner **LEGAL:** Lot D of Sawpit Tract, being a portion of the Bingham Lode M.S. 1379 et al in Section 29, T5N, R3E **VICINITY LOCATION:** Hwy 85 **SUMMARY:** COZ from Park Forest to Highway Service Commercial **ACREAGE:** 2.00 acres. Aye-Johnson, Sleep, Rosenau and Flanagan. Nay-Deibert. Motion Carried.

CONDITIONAL USE PERMIT #380-20/WENNBERG FAMILY REVOCABLE TRUST: A public hearing was held on Conditional Use Permit #380-20 APPLICANT: Wennberg Family Revocable Trust LEGAL: NW ¼ SW ¼ Ex Lot H-1 & NE ¼ SW ¼ Ex Lot H-1 in Section 15, T6N, R4E VICINITY LOCATION: Whitewood Valley Road SUMMARY: Applicant is requesting an amendment to the original CUP #380 for a Temporary 2nd Residence to allow mother and daughter to remain in the two residences located on the property plus a change in the overall boundary of the CUP ACREAGE: 77.49 acres.

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

No public input was voiced and the hearing was closed.

Moved-Seconded (Sleep-Deibert) to approve Conditional Use Permit #380-20 based upon the Planning and Zoning Commission recommendation for approval, the concurrent recommendation of P&Z staff, as reflected in the staff report. APPLICANT: Wennberg Family Revocable Trust LEGAL: NW ¼ SW ¼ Ex Lot H-1 & NE ¼ SW ¼ Ex Lot H-1 in Section 15, T6N, R4E VICINITY LOCATION: Whitewood Valley Road SUMMARY: Applicant is requesting an amendment to the original CUP #380 for a Temporary 2nd Residence to allow mother and daughter to remain in the two residences located on the property plus a change in the overall boundary of the CUP ACREAGE: 77.49 acres. Motion Carried.

ORDINANCE #20-01/EDDY: First Reading and a Public Hearing was held on ORD #20-01, ORD #20-01 APPLICANT: Lee Eddy LEGAL: Countywide SUMMARY: Add Light Manufacturing when contained entirely in a building with size constraints to the A-1 General Agriculture District and A-2 Residential Agriculture.

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

No public input was voiced and the hearing was closed.

Commissioner Sleep questioned why the ordinance is being amended for both A-1 General Agriculture District and A-2 Residential Agriculture? Vogt stated that Planning & Zoning board thought it was an appropriate use in both classes.

Second Reading will be held October 6, 2020 at 9:00 a.m.

COMPREHENSIVE PLAN UPDATE: Amber Vogt, Planning & Zoning Administrator, gave an update on the Comprehensive plan. Vogt stated that upcoming meetings are being planned for the public to attend once the edited version is complete.

PLATS:

PRELIMINARY PLAT/WINTER: APPLICANT: David Winter dba Winter Construction LEGAL DESCRIPTION: Revised preliminary plat of Tracts A2, A3 and A4 of Majestic Estates and lots 1 thru 25 and Well Lot of Tract A4 of Majestic Estates; consisting of a portion of tract a of Majestic Estates outside the city limits, a portion of Tract 3 of Carlisle-Miller Subdivision, being a portion of the Splittail Placer of M.S. 920, portions of the Deadwood and Delaware Placers of M.S. 685 and the remainder of the Thor and Sawdust Placers of M.S. 1208; the Pilot Knob Fraction, Cotton and Unruh Lodes of M.S. 1447; lot 2 of the remainder of the Columbia Placer of M.S. 1208 and Mineral Survey No. 788 consisting of the Dale Placer; all located in the SE1/4 and NE1/4 of Section 23, the NE1/4, NW1/4, SW1/4 and SE1/4 of Section 24 and the NE1/4 and NW1/4 of Section 25, T5N, R3E, B.H.M., Lawrence County, South Dakota VICINITY LOCATION: Boulder Canyon SUMMARY: New Lots ZONING: PF ACREAGE: see plat for acreages.

Moved-Seconded (Deibert-Flanagan) to continue the preliminary final plat for David Winter dba Winter Construction until October 6, 2020. Motion Carried.

FINAL PLAT/WINTER: APPLICANT: David Winter LEGAL DESCRIPTION: Plat Of Tracts A2, A3 And A4 Of Majestic Estates; consisting of a portion of Tract A of Majestic Estates outside the city limits, a portion of Tract 3 of Carlisle-Miller Subdivision, being a portion of the Splittail Placer of M.S. 920, portions of The Deadwood And Delaware Placers Of M.S. 685 And The Remainder Of The Thor And Sawdust Placers Of M.S. 1208; the Pilot Knob Fraction, Cotton and Unruh Lodes of M.S. 1447; Lot 2 of the remainder of the Columbia Placer of M.S. 1208 and Mineral Survey No. 788 consisting of the Dale Placer; all located in The SE1/4 and NE1/4 Of

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Section 23, the NE1/4, NW1/4, SW1/4 and SE1/4 of Section 24 and the NE1/4 and NW1/4 of Section 25, T5N, R3E, B.H.M., Lawrence County, South Dakota VICINITY LOCATION: Boulder Canyon SUMMARY: New lots ZONING: PF ACREAGE: see plat for acreages ACTION REQUIRED: Approval/Denial FINAL ~ APPLICANT: David Winter LEGAL DESCRIPTION: Plat of Lots 2A of Tract A1A of Majestic Heights, Section 13, 23, 24, 25, T5N, R3E (legal shortened) VICINITY LOCATION: Boulder Canyon SUMMARY: New lots ZONING: PF ACREAGE: Lot 2A (5.16 acres).

Moved-Seconded (Deibert-Flanagan) to continue the final plat for David Winter until October 6, 2020. Motion Carried.

FINAL PLAT/WINTER: APPLICANT: David Winter LEGAL DESCRIPTION: Plat of Lots 2A of Tract A1A of Majestic Heights, Section 13, 23, 24, 25, T5N, R3E (legal shortened) VICINITY LOCATION: Boulder Canyon SUMMARY: New lots ZONING: PF ACREAGE: Lot 2A (5.16 acres).

Moved-Seconded (Deibert-Flanagan) to continue the final plat for David Winter until October 6, 2020. Motion Carried.

PRELIMINARY & FINAL PLAT/BH FOREST ACRES & RATH: APPLICANT: BH Forest Acres & Eric Rath LEGAL DESCRIPTION: Tract Y and Tract A Revised, of Section 20 & 21, T6N, R4E. VICINITY LOCATION: Whitewood Area SUMMARY: Change of lot lines ZONING: SRD & RR ACREAGE: Tract y (45.22 acres) Tract A Revised (5.80 acres).

Roger Tellinghuisen, attorney for applicant, stated that this plat represents the solution to the conflict over the application to improve a section line and the parties would be exchanging quit claim deeds in furtherance of their agreement.

Tellinghuisen stated that it would be appropriate to withdraw the application to improve a section line at this time.

Moved-Seconded (Rosenau-Flanagan) to approve the preliminary plat for BH Forest Acres & Eric Rath based upon the Planning and Zoning Commission recommendation for approval and the concurrent recommendation of P&Z staff, as reflected in the staff report. LEGAL DESCRIPTION: Tract Y and Tract A Revised, of Section 20 & 21, T6N, R4E VICINITY LOCATION: Whitewood Area SUMMARY: Change of lot lines ZONING: SRD & RR ACREAGE: Tract y (45.22 acres) Tract A Revised (5.80 acres). Motion Carried. Abstain Deibert.

Moved-Seconded (Johnson-Rosenau) to approve the final plat for BH Forest Acres & Eric Rath based upon the Planning and Zoning Commission recommendation for approval and the concurrent recommendation of P&Z staff, as reflected in the staff report. LEGAL DESCRIPTION: Tract Y and Tract A Revised, of Section 20 & 21, T6N, R4E. VICINITY LOCATION: Whitewood Area SUMMARY: Change of lot lines ZONING: SRD & RR ACREAGE: Tract y (45.22 acres) Tract A Revised (5.80 acres). Motion Carried. Abstain Deibert.

PRELIMINARY & FINAL PLAT/TWO BIT, LLC. & SABO: APPLICANTS: Two Bit, LLC & Steve & Mary Sabo LEGAL DESCRIPTION: Lot 48 of Golden Hills, Section 30, T5N, R4E (legal shortened) VICINITY LOCATION: Two Bit Road SUMMARY: Combine lots ZONING: PF ACREAGE: Lot 48 (14.42 acres).

Moved-Seconded (Deibert-Rosenau) to approve the preliminary and final plat for Two Bit, LLC & Steve & Mary Sabo based upon the Planning and Zoning Commission recommendation for approval and the concurrent recommendation of P&Z staff, as reflected in the staff report. LEGAL DESCRIPTION: Lot 48 of Golden Hills, Section 30, T5N, R4E (legal shortened) VICINITY LOCATION: Two Bit SUMMARY: Combine lots ZONING: PF ACREAGE: Lot 48 (14.42 acres). Motion Carried.

REVISED PRELIMINARY PLAT/BH DEVELOPMENT, LLC. & BH PROPERTIES, LLC.: APPLICANTS: BH Development, LLC/BH Properties, LLC LEGAL DESCRIPTION: Lots 1-28 of Dancing Sky Addition and Dedicated Public Right of Way being a sub of a portion of 2B of Wilderness Estates 2nd Addition and portions of Tract 2 and Tract 3 of Powder House Pass (legal shortened) VICINITY LOCATION: Hwy 85 SUMMARY: New lots ZONING: PUD.

Moved-Seconded (Deibert-Rosenau) to approve the revised preliminary plat for BH Development, LLC/BH Properties, LLC based upon the Planning and Zoning Commission recommendation for approval and the concurrent recommendation of P&Z staff, as reflected in the staff report. LEGAL DESCRIPTION: Lots 1-28 of Dancing Sky Addition and Dedicated Public Right of Way being a sub of a portion of 2B of Wilderness Estates 2nd Addition and portions of Tract 2 and Tract 3 of Powder House Pass (legal shortened) VICINITY LOCATION: Hwy 85 SUMMARY: New lots ZONING: PUD. Motion Carried.

FINAL PLAT/ BH DEVELOPMENT, LLC. & BH PROPERTIES, LLC.: APPLICANTS: BH Development, LLC/BH Properties, LLC LEGAL DESCRIPTION: Lots 5, 10 & ROW of Dancing Sky Addition and Dedicated Public Right of Way being a sub of a portion of 2B of Wilderness Estates 2nd Addition and portions of Tract 2 and Tract 3 of Powder House Pass (legal shortened) VICINITY LOCATION: Hwy 85 SUMMARY: New lots ZONING: PUD.

Moved-Seconded (Deibert-Flanagan) to approve the final plat for BH Development, LLC/BH Properties, LLC based upon the Planning and Zoning Commission recommendation for approval and the concurrent recommendation of P&Z staff, as reflected in the staff report. LEGAL DESCRIPTION: Lots 5, 10 & ROW of Dancing Sky Addition and Dedicated Public Right of Way being a sub of a portion of 2B of Wilderness Estates 2nd Addition and portions of Tract 2 and Tract 3 of Powder House Pass (legal shortened) VICINITY LOCATION: Hwy 85 SUMMARY: New lots ZONING: PUD. Motion Carried.

NUISANCE COMPLAINT UPDATE: Jeff Schroeder, Deputy Code Enforcement Officer, gave an update on the Stafford and Lantern Circle nuisance complaints.

FIVE-YEAR COUNTY HIGHWAY AND BRIDGE IMPROVEMENT PLAN: At 10:30 a.m. a Public Meeting was held on the five-year Lawrence County Highway and Bridge Improvement Plan. Seven members from the public attended the meeting and public input was given.

Allan Bonnema, Highway Superintendent, presented and reviewed the proposed five-year County Highway and Bridge improvement plan with the Commissioners and those in attendance from the public.

The Commission discussed the potential for removing roads from the re-graveling plan and reclassifying them as minimum or no maintenance roads.

The Commission discussed the asphalt mill and overlay on the St. Onge Road from the junction of U.S. Highway east and north. Commissioner Flanagan stated that when the project goes to bid letting the City of Spearfish should be informed, due to the fact that the City utilities are placed in the County Right-of-Way, that the County will be doing maintenance to the road.

The Commission discussed the install of asphalt pavement on Maitland Road from Christensen drive south to Forest Park Lane and decided to leave the project on the road plan for 2022.

Tom Marts, 3615 Forest Park Lane, spoke in favor of paving this section of road in 2022. Marts offered that this section of road accommodates over 700 cars a day and is overdue to be paved. Marts added that people have a tendency to drive down the center of a gravel road, but if the road is paved with a painted center line, people typically will drive on their side of the road. Marts commented on the ice on the road in the winter explaining that the mag chloride seals more than a paved road.

Kyle Craig, 3075 Burno Gulch Road, stated that the gravel on the road is increasing the speed on the curves due to people diving into the banked curves. Craig added that he feels that if the road is paved that would help eliminate this issue.

The Commissioners discussed the proposed installation of asphalt pavement project on Higgins Gulch Road 1.0 mile for in the year 2022 and directed the Highway Superintendent to remove this project from the plan. However, the planned re-gravelling remains on the schedule for 2022.

ADOPTION OF 2021 BUDGET RESOLUTION #2020-30: Moved-Seconded (Deibert-Rosenau) to adopt the 2021 Annual Budget as amended and approve the following Resolution #2020-30. Aye-Johnson, Deibert, Rosenau, Flanagan. Nay-Sleep. Motion Carried.

RESOLUTION #2020-30 ADOPTION OF ANNUAL BUDGET FOR LAWRENCE COUNTY, SOUTH DAKOTA WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and, WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto. NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR LAWRENCE COUNTY, SOUTH DAKOTA and all its institutions and agencies for calendar year beginning January 1, 2021 and ending December 31, 2021 and the same is hereby approved and adopted by the Board of County Commissioners of Lawrence County, South Dakota, This 22nd day of September, 2020. The annual budget so adopted is available for public inspection during normal business hours at the office of the County Auditor, Lawrence County South Dakota. The accompanying taxes are levied by Lawrence County for the year January 1, 2021 through December 31, 2021.

APPLIED CASH	701,181	
VALUATION-GENERAL	2,838,505,399	
VALUATION-FIRE	1,451,811,426	
FUND	TAX LEVY IN DOLLARS	\$'s/thousand (levy)
GENERAL	11,258,582	3.966
FIRE PROTECTION	103,099	.071
TOTALS	11,361,681	4.037

DATED at Deadwood, South Dakota, this 22nd day of September 2020. BOARD OF COUNTY COMMISSIONERS OF LAWRENCE COUNTY, SD. Brandon Flanagan, Chairman, Randall Rosenau, Daryl Johnson, Richard Sleep and Randy Deibert. ATTEST: Brenda McGruder, County Auditor.

BILLS: Moved-Seconded (Rosenau-Johnson) 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.

Payroll: Comm-\$14,066.62; Aud-\$23,183.40; Treas-\$25,479.59; States Atty-\$27,754.13; Pub Def-\$26,510.48; Gen Govt Bldg-\$19,896.42; Equal-\$31,542.40; Rod-\$17,765.54; Vso-\$3,472.40; Ist-\$19,322.92; Sher-\$106,710.75; Jail-\$54,449.29; Coroner-\$3,034.72; 24/7-\$450.66; Emerg Mgmt-\$9,300.83; E911-\$34,800.38; Highway-\$100,182.93; Weed-\$9,825.87; P&Z-\$12,557.56;

Bills: Larson, Rene-\$108.00; Bitting, Jeffrey-\$1.26; A To Z Shredding-\$36.56; A&B Business, Inc Solutions-\$2,628.62; A&I Distributors-\$1,927.40; Aberdeen Llc-\$10,645.00; Ace Hardware Of Lead-\$54.89; American Family Life-\$2,619.88; Anderson Excavation-\$4,547.50; Aspen Legacy Planning-\$240.75; Audra Hill Consulting-\$704.46; BH Occupational Medicine-\$30.00; BH Pest Control-\$190.00; BH Pioneer-\$1,512.20; Barnaud Law Firm Prof-\$5,833.80; Bi Geo Group-\$224.50; Black Hills Chemical-\$1,850.00; Black Hills Energy-\$14,268.07; Black Hills Pure-\$45.50; Black Hills Urgent Care-\$200.00; Bomgaars Supply-\$89.60; Bruemmer, Lynnel-\$182.40; Butler Machinery Co-\$384.93; Butte Electric Coop-\$271.11; Cdw Government-\$342.90; Century Business Products-\$321.06; Centurylink-\$138.54; Chadams-\$3,000.00; City Of Rapid City-\$2,680.00; Coupens, Justin-\$500.00; Credit Collections Bureau-\$424.32; Dakota Equipment Rental-\$50.85; Dataspec-\$449.00; Deadwood Recreation Center-\$655.00; Delta Dental Of South Dakota-\$8,183.44; Dept Of Hlth Lab Services-\$1,335.00; Dept Of The Treasury-\$125,889.50; Diamond Pharmacy-\$309.03; Election Sys & Software-\$7,615.49; Emergency Services Marketing-\$3,240.00; Fastenal-\$6.38; Federal Express-\$26.91; Feld Fire-\$1,096.00; Floyd's Truck Center-\$124.56; Galls-\$215.04; Godfrey's Brake Serv-\$123.28; Gold Dust-\$200.00; Great Western Tire Company-\$249.00; Hartford-Priority Accounts-\$2,146.24; Heartland Paper Co-\$2,702.59; Hub Intl Mountain States Limit-\$50.00; Interstate Engineering-\$8,533.30; Jacobs Brewhouse-\$78.47; Jacobs Precision Welding-\$23.10; James, Justin-\$540.00; Johner Gravel-\$20,076.91; Katterhagen, Mark-\$15.00; Kimball-Midwest Co-\$282.00; Kosel, Joseph-\$6,607.35; LC Assessor-\$26.96; LC Plan & Zone-\$33.80; Larson, Dana-\$50.00; Lawson Products-\$208.99; Lead-Deadwood Sanitary-\$1,322.61; Lewis & Clark-\$368.00; Lewno, Lucy-\$116.50; Lexisnexis Risk Data Mgmt-\$75.00; Lockwood, Darcy-\$15.00; Lueders-\$32.41; Matthew Bender & Company-\$339.31; McClure, Susan-\$240.00; Mckesson Medical-\$144.15; Mcpherson Propane-\$69.00; Mellette Co Sheriff's Office-\$275.00; Mg Oil Company-\$6,093.40; Midcontinent Communications-\$112.39; Montana Dakota Utilities-\$146.90; Monument Health RC Hospital-

\$461.00; Monument Health Network-\$4,773.42; MS Mail-\$20.00; Murphy Law Office-\$251.50; Nalco Company-\$278.22; Nelson, Christy-\$300.00; Northern Hills Rec Center-\$174.00; Northern Power Technologies-\$5,878.00; Northern Truck Equip-\$800.00; Odegard, Amber-\$200.00; Office Depot-\$212.71; Office Of Child Support-\$803.08; Pcsa Addiction Treatment Serv-\$1,130.00; Pennington Co Jail-\$1,254.13; Pennington County Sheriff-\$50.00; Pharmchem-\$1,275.05; Pitney Bowes Global Financial-\$992.04; Quill-\$6.72; Rasmussen Mechanical Serv-\$316.47; Redwood Toxicology Lab-\$84.00; Rocket Lube-\$84.99; Rogers Construction-\$163,815.91; Sd Continuing Legal Education-\$875.00; Sd Dept Of Transportation-\$3,265.06; Sd Retirement System-\$66,736.64; Sd State Treasurer-\$1,800.00; Sdrs Supplemental Retirement-\$4,065.00; Secretary Of State-\$30.00; Semerad, Sandra-\$10.20; Servall Towel & Linen-\$470.78; Silverado-\$171.09; Simon North Region-\$54,845.93; Spearfish Auto Supply-\$606.93; Spearfish City Of-\$46.35; Sturdevant's Auto Parts-\$1,209.68; Sysco Montana-\$2,585.17; Transource Truck & Equip-\$312.52; Triple K Tire & Repair-\$1,021.92; Turnkey Corrections-\$4.82; Twilight First Aid & Safety-\$137.77; Twin City Hardware & Lumber-\$130.00; Vast Broadband-\$1,629.53; Verizon Wireless-\$107.10; Victims Of Violence-\$1,235.00; Voice Products Service-\$5,020.00; Waste Connections-\$917.28; Watertree-\$46.50; Wellmark Blue Cross-\$98,309.66; Wells Fargo Business Card-\$4,886.35; Wells Plumbing & Farm Supp-\$266.95; Western Communication-\$1,293.90; Western Sd Juvenile Serv-\$1,560.00; Wex Bank-\$500.28; White Drug-\$116.94; White's Queen City Motors-\$73.24; Williams & Associates-\$3,236.25; Yankton Co Sheriff-\$100.00; Yankton County-\$254.70; **Witness & Jurors:** \$1,561.41.

ADJOURN: 12:19 p.m. There being no further business it was Moved-Seconded (Deibert-Flanagan) to adjourn the meeting. Motion Carried.

Date Approved

Brandon Flanagan, Chairperson

ATTEST:

Brenda McGruder, Auditor