

SHANNON COUNTY MINUTES OF DECEMBER 7, 2012

The Shannon Board of County Commissioners met in regular session on December 7, 2012. Present: Wendell Yellow Bull, Eugenio White Hawk, Bryan Kehn, Deloris Hagman, Lyla Hutchison and Sue Ganje, Auditor. Absent: none.

The Pledge of Allegiance was given and the meeting called to order at 12:00 PM. The agenda was reviewed for conflicts; none were indicated.

Motion by Hagman, seconded by Hutchison, to approve the agenda as written. With no further discussion and all voting yes, the motion carried.

Motion by Kehn, seconded by Hagman, to approve the minutes of the November 9, 2012, meeting. With no further discussion and all voting yes, the motion carried.

Motion by Hagman, seconded by Kehn, to approve the Auditor's Accounts with the Treasurer for November, 2012. With no further discussion and all voting yes, the motion carried.

TO THE HONORABLE BOARD OF SHANNON COUNTY COMMISSIONERS

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 30th day of November, 2012.

TOTAL AMT OF DEPOSIT IN BANK OF THE WEST -	\$ <u>0</u>
TOTAL AMT OF DEPOSIT IN WELLS FARGO BANK -	\$ <u>1,392.34</u>
TOTAL AMT OF DEPOSIT IN FIRST INTERSTATE BANK, HS -	\$ <u>8,498.84</u>
TOTAL AMOUNT OF ACTUAL CASH -	\$ <u>6,538.66</u>
TOTAL AMT OF CHECKS IN TREASURER'S POSSESSION NOT EXCEEDING THREE DAYS -	\$ <u>3,151.23</u>
MONEY MARKET SAVINGS: BANK OF THE WEST -	\$ <u>0</u>
WELLS FARGO BANK -	\$ <u>1,141.45</u>
FIRST INTERSTATE BANK, Hot Springs -	\$ <u>300,784.38</u>
CERTIFICATES OF DEPOSIT-FIRST INTERSTATE BANK, Hot Springs -	\$ <u>250,000.00</u>

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

Sheriff Change fund: \$200.00
Election Petty Cash: \$15.00

RETURNED CHECKS:

BLACK FEATHER, DAVID - \$75.00, LIC	LONE HILL, TRINA - \$20.70, LIC
BLETHEN, RENE - \$48.25, LIC	MESTETH, PERRY - \$63.00, LIC
BURGESS, DAVID - \$335.00, LIC	MORRISON, NADINE - \$15.00, LIC
BURGESS, JEANNE - \$45.00, LIC	OLD HORSE, JOHN - \$15.00, LIC
CEDAR FACE, GAIL - \$32.38, LIC	PARTON, JOY - \$32.00, LIC
GARNETT, AQUALYNE - \$64.00, LIC	POURIER, JOEL - \$349.00, LIC
GOINGS, TANYA L. - \$71.00, LIC	RED CLOUD, JOHN - \$45.90, LIC
JANIS, JENNIFER - \$90.50, LIC	ROSS, WILLIAM - \$53.00, LIC
LITTLE HAWK, JOLENE - \$32.40, LIC	SWALLOW, KELLY - \$37.70, LIC

TOTAL - \$573,146.73

DATED THIS 30th DAY OF NOVEMBER, 2012

/S/Sue Ganje, Auditor

SUE GANJE, COUNTY AUDITOR OF SHANNON COUNTY

The Veterans Services Officer report was reviewed. Motion by Kehn, seconded by White Hawk, to approve and place on file the November report of Veterans Services Officer Archie Hopkins. With no further discussion and all voting yes, the motion carried.

Motion by Hutchison, seconded by White Hawk, to set the year-end meeting for Noon on December 28, 2012. With no further discussion and all voting yes, the motion carried.

Motion by Hutchison, seconded by Kehn, to set December 28, 2012 at 12:30 PM as the time for a hearing on supplements and contingency transfers. With no further discussion and all voting yes, the motion carried.

Motion by Kehn, seconded by Hagman, to supplement the election budget by \$3,492.00, HAVA grant funds. With no further discussion and all voting yes, the motion carried.

Motion by White Hawk, seconded by Kehn, to approve the 2012 Homeland Security Grant, authorizing the chairman to sign. With no further discussion and all voting yes, the motion carried.

Motion by White Hawk, seconded by Hutchison, to table the Total Vote contract with the Secretary of State due to concerns about legal issues regarding the use of HAVA funds. With no further discussion and all voting yes, the motion carried and the matter tabled.

Motion by Hutchison, seconded by Hagman, to accept the General Fund Surplus Analysis dated September 30, 2012 as follows and place it on file. With no further discussion and all voting yes, the motion carried.

SHANNON COUNTY GENERAL FUND SURPLUS ANALYSIS

DATE: SEPTEMBER 30, 2012

The amount of General Fund dollars that counties can retain as surplus is restricted by SDCL 7-21-18.1, which states: "The total unreserved, undesignated fund balance of the general fund may not exceed forty percent of the total amount of all general fund appropriations contained in the budget for the next fiscal year. The total unreserved, undesignated fund balance of the general fund of the county as of March thirty-first and September thirtieth shall be published in the minutes of the proceedings of the board of county commissioners and reported to the Department of Legislative Audit. The report shall be on forms prescribed by the Department of Legislative Audit."

The following analysis should be completed as of March thirty-first and September thirtieth of each year. Thereafter, the unreserved, undesignated fund balance amount should be published in the minutes of the governing board. This analysis should also be filed with the Department of Legislative Audit.

ASSETS:

10100 Cash	\$46,790.83
10800 Taxes Receivable--Current	\$100,888.01
11000 Taxes Receivable--Delinquent	\$18,138.75
TOTAL ASSETS	<u>\$165,817.59</u>

LIABILITIES AND EQUITY:

22400 Deferred Revenue \$119,026.76

FUND BALANCES:

27600 Assigned (one of the following)
September - 1/4 of current year + subsequent year \$39,736.25

27700 Unassigned \$7,054.58

TOTAL LIABILITIES AND EQUITY \$165,817.59

Following Year's General Fund Budget
(use current year for March analysis) \$383,080.00

The unassigned fund balance, account 27700,
divided by the following year's General Fund budget
resulting in the fund balance percentage 1.84%

The 2010-2011 Pre Audit Entrance Conference was held via teleconference with Allen Schaefer, Department of Legislative Audit. Chairman Yellow Bull signed the audit agreement.

Highway Superintendent Lynx Bettelyoun met with the Board to update them on roads and maintenance, noting he has received applications for an open position and has obtained quotes for a semi-truck. Motion by Hagman, seconded by Kehn, to approve the purchase of a 1996 Peterbilt 475 semi truck from Lance Lessert at a cost of \$17,000.00. With no further discussion and all voting yes, the motion carried.

Fuel quotes were reviewed as follows:

	500 gals Unleaded	1,600 gals red Diesel
11-27-12		
Westco	\$3.145	\$3.528
Nelson's Oil - no bid		
Pine Ridge Oil	\$3.169	\$3.689

Motion by Hutchison, seconded by Kehn, to approve Westco's bid of \$3.145 per gallon for 500 gallons of Unleaded and \$3.528 per gallon for 1,600 gallons of Diesel as the low bids. With no further discussion and all voting yes, the motion carried.

Motion by Hutchison, seconded by Kehn, to enter into Executive Session for personnel matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session with Bettelyoun for a performance evaluation at 12:30 PM.

The Board came out of Executive Session at 12:39 PM. A private road contract was presented for approval. Motion by Kehn, seconded by Hagman, to approve a private road contract with William Hanneman for \$59.00, which is paid. With no further discussion and all voting yes, the motion carried.

Motion by Kehn, seconded by Hagman, to approve hiring Norman Wilson as a full-time highway department employee at a rate of \$10.00 per hour, effective 12-11-12 and subject to a probationary period. With no further discussion and all voting yes, the motion carried.

Susie Hayes, Director of Equalization, met with the Board to present two abatements for approval. Motion by Hutchison, seconded by White Hawk, to approve an abatement for The Brain Train for 2009 taxes in the amount of \$116.83, 2010 taxes in the amount of \$113.43 and 2011 taxes in the amount of \$115.59, for a total of \$345.85 on a mobile home that should have been exempt due to ownership by a tribal member and has been destroyed by a storm. With no further discussion and all voting yes, the motion carried.

Motion by Kehn, seconded by White Hawk, to approve an abatement for Kathy Pilcher for 2011 taxes in the amount of \$612.10 on a mobile home which should be exempt due to ownership by a tribal member. With no further discussion and all voting yes, the motion carried.

Motion by Hutchison, seconded by Kehn, to enter into Executive Session with Archie Hopkins for a personnel evaluation. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 12:48 PM.

The Board came out of Executive Session at 12:57 PM. Sheriff Jim Daggett presented his monthly report. Motion by Hutchison, seconded by Kehn, to enter into Executive Session for a personnel evaluation. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 1:39 PM.

The Board came out of Executive Session at 1:53 PM. Motion by Kehn, seconded by White Hawk, to approve the following bills. With no further discussion and all voting yes, the motion carried.

General Fund

Commissioners	November Salaries	\$400.00
Elections	November Salaries	\$4,197.70
and additional overtime of		\$1,749.90
Auditor's Office	November Salaries	\$1,551.73
and additional overtime of		\$512.31
Treasurer's Office	November Salaries	\$2,919.33
State's Attorney Office	November Salaries	\$1,183.33
Director Of Equalization	November Salaries	\$1,524.00
Register Of Deeds	November Salaries	\$1,626.73
Veterans Services	November Salaries	\$986.56
Sheriff's Office	November Salaries	\$3,125.00
Coroner	November Salaries	\$320.00
AT&T Mobility	Cell Phone	\$132.77
Audra Malcomb Consulting	MI	\$2,059.38
Bair Ford Mercury	Car Maint	\$1,315.79

Bloomer, Jerry	Election	\$12.69
Century Business	Copier	\$12.37
Cody, Denise	MI	\$24.00
Coffield, Pat	Elec	\$12.69
Coffield, Bill	Election	\$12.69
Culligan	Water	\$15.50
D&F Transmissions Inc	Repair	\$2,068.00
Daggett, Jim	Ins	\$400.00
Dale's Tire & Retreading	Car Maint	\$15.00
Election Systems & Soft	Supply	\$2,778.67
Fall River County Auditor	Election	\$1,710.04
Farrell, Farrell	Dep SA	\$1,743.16
Cardmember Service	Supply	\$98.65
Cardmember Service	Misc	\$1,830.60
Fox & Youngberg PC	MI	\$171.16
Fraune, Rita Ann	Election	\$14.50
Golden West	Telephone	\$332.79
Hagman, Deloris	Travel	\$35.52
Kehn, Bryan	Travel	\$66.60
Kluender, Linda	Vic Adv	\$166.66
Lakota Country Times	Publishing	\$2,354.52
Lewis & Clark BHS	MI	\$298.00
Lewno Law Office	MI	\$282.90
Mason, Frank	Election	\$14.50
Martinez, Audrey L	Travel	\$119.14
Minnehaha County Auditor	MI	\$90.00
NACO	Dues	\$400.00
O'Neill, Justin	CAAF	\$249.36
Pennington County Auditor	MI	\$41.00
Pennington County Jail	Inmate	\$252.00
Pennington Co States Atty	MI	\$1,290.00
Quill Corporation	Supply	\$27.19
Rapid Lube	Car Maint	\$35.95
SD Department Of Revenue	Inmate	\$35.00
SD Assn Of County Comm.	Dues	\$2,402.04
SD Assn Of County Official	Dues	\$1,213.52
SDML Worker's Comp. Fund	WC	\$1,519.00
Shannon County Sheriff	Petty Cash	\$69.69
Shepherd Reporting LLC	MI	\$73.15
South Dakota Retirement	Retirement	\$1,992.30
State Treasurer	MI; Animal	\$3,176.53
South Dakota State Treas	Sales Tax	\$13.00
Swanda, Karen	MI	\$24.00
Sword, Jim	Travel	\$99.16

Verizon Wireless	Cell Phone	\$32.70
Wells Fargo Bank	Payroll Taxes	\$3,248.77
Winslow, Shari	Vic Adv	\$166.66
White Hawk, Eugenio	Travel	\$69.56
Yankton County Sheriff	MI	\$25.00
Yankton County Treasurer	MI	\$207.50
Yellow Bull, Wendell	Travel	\$47.36
Dinkel, Trayce	Election	\$14.50
Tobacco, Iva	Election	\$10.00
Martin, Marilyn	Election	\$10.00
Belt, Jean	Election	\$1,010.65
Randall, Kathy K	Election	\$10.00
Conroy, Lafawn	Election	\$10.00
Kocer, Carla	Election	\$10.00
Redcloud, Marie	Election	\$10.00
Fasthorse, Nichole	Election	\$10.00
Twobulls, Gerald	Election	\$10.00
Anduja, Erica	Election	\$10.00
Hernandez, Rosanna	Election	\$10.00
Hutchison, Lyla	Travel	\$59.20
Hutchison, Lyla	Election	\$10.00
Le Beau, Bessie	Election	\$10.00
Lonehill, Sophia	Election	\$10.00
Swallow, Katie	Election	\$10.00
Littlespottedhorse,	Election	\$10.00
Nelson, Betty	Election	\$10.00
Onefeather, Ingrid	Election	\$10.00
Romero, Eloise	Election	\$10.00
Crossdog, Flora	Election	\$10.00
Smith, Ann	Election	\$10.00
Slowbear, Steven	Election	\$10.00
Standing Bear, Wilma	Election	\$10.00
Donovan, Mark	Election	\$10.00
Thin Elk, Wilma	Election	\$10.00
Two Bulls, Lisa R	Election	\$10.00
Westover, Agnes A	Election	\$10.00
Vitalis, Margaret	Election	\$10.00
Weston, Annabelle	Election	\$10.00
Weston, Ruth	Election	\$10.00
Yellowhorse, Rose	Election	\$10.00
Redowl, Brynda	Election	\$10.00
	General Fund Total	\$56,389.67

Road & Bridge

Road & Bridge and additional overtime of	November Salaries	\$8,570.00
A & B Welding	Repair	\$39.68
AT&T Mobility	Cell Phone	\$92.48
Atco International	Repair	\$823.35
Blue Cross/Blue Shield	Ins	\$1,600.00
CNH Capital	Repair	\$422.16
Ferguson, Buzzy	Gravel	\$468.00
General Store	Supply	\$52.69
Godfrey Brake Service	Repair	\$6.85
Golden West	Telephone	\$1.04
Great Plains Communicatio	Telephone	\$174.55
Great Western Tire Inc.	Repair	\$680.75
Pine Valley Eco Products	Repair	\$474.79
Husker Auto Parts	Repair	\$6.85
John Deere Financial	Repair	\$89.69
Lacreek Electric Assoc	Utility	\$381.92
Martin Auto Parts	Repair	\$99.08
MCI Comm Service	Telephone	\$47.38
Nebraska Child Support	Child Sup	\$245.00
Ritec Industrial Products	Supply	\$460.00
Scotts Manufacturing	Repair	\$187.96
SDML Worker's Comp. Fund	WC	\$4,070.95
South Dakota Retirement	Retirement	\$1,028.40
Truenorth Steel	Gravel	\$12,014.00
True Value	Repair	\$4.78
Wanbli LLC	Contract	\$2,500.00
Wells Fargo Bank	Payroll Taxes	\$1,923.28
	Road & Bridge Total	\$36,465.63

Emergency Mgt

SDML Worker's Comp. Fund	WC	\$19.05
	Emergency Mgt Total	\$19.05

Shannon County School

Shannon County Schools	Taxes	\$52,098.70
	Shannon Co School Total	\$52,098.70

Town Of Batesland

Town Of Batesland	Taxes	\$1,508.12
	Town Of Batesland Total	\$1,508.12

M & P Flow Thru

SD Assn of County Official	M & P	\$12.00
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M & P Flow Thru **\$12.00**

Grand Total **\$146,493.17**

The Auditor presented Wendell Yellow Bull with a Certificate of Election. Motion by Kehn, seconded by White Hawk, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 1:58 PM.

/s/ Wendell Yellow Bull

Wendell Yellow Bull, Chairman

Board of Shannon County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Shannon County Auditor