

SHANNON COUNTY MINUTES OF FEBRUARY 3, 2012

The Shannon Board of County Commissioners met in regular session on February 3, 2012. Present: Wendell Yellow Bull, Lyla Hutchison, Bryan Kehn, Auditor Sue Ganje, and Elections Clerk Julie Graham. Absent: Deloris Hagman and Eugenio White Hawk.

The Pledge of Allegiance was given and the meeting called to order at 12:03 p.m.

Agenda was reviewed for conflicts; none were indicated.

Motion by Kehn, 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 Hutchison, to approve the minutes of the January 6, 2012 meeting. With no further discussion and all voting yes, the motion carried.

The Auditor's Account was presented and it was explained that the returned check information must be included per SDCL 7-10-3. Motion by Hutchison, seconded by Kehn, to approve the Auditor's Account with the Treasurer. 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 31st day of January, 2012.

TOTAL AMT OF DEPOSIT IN BANK OF THE WEST -	\$ <u> 0</u>
TOTAL AMT OF DEPOSIT IN WELLS FARGO BANK -	\$ <u> 1,392.23</u>
TOTAL AMT OF DEPOSIT IN FIRST INTERSTATE BANK, HS -	\$ <u> 10,049.60</u>
TOTAL AMOUNT OF ACTUAL CASH -	\$ <u> 989.11</u>
TOTAL AMT OF CHECKS IN TREASURER'S POSSESSION NOT EXCEEDING THREE DAYS -	\$ <u> 3,732.54</u>
MONEY MARKET SAVINGS: BANK OF THE WEST -	\$ <u> 0</u>
WELLS FARGO BANK -	\$ <u> 1,140.97</u>
FIRST INTERSTATE BANK, Hot Springs -	\$ <u>238,786.72</u>
CERTIFICATES OF DEPOSIT-FIRST INTERSTATE BANK, Hot Springs -	\$ <u>250,000.00</u>

Itemized list of all items, checks and drafts which 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	MESTETH, PERRY -	\$63.00, LIC
BLETHEN, RENE -	\$48.25, LIC	MORRISON, NADINE -	\$15.00, LIC
BURGESS, JEANNE -	\$45.00, LIC	OLD HORSE, JOHN -	\$15.00, LIC
GARNETT, AQUALYNE -	\$64.00, LIC	ONE FEATHER, DELMAR -	\$40.00, LIC
GOINGS, TANYA L. -	\$71.00, LIC	PARTON, JOY -	\$32.00, LIC
JANIS, JENNIFER -	\$90.50, LIC	POURIER, JOEL -	\$349.00,
LIC			
LITTLE, RAINE -	\$99.50, LIC	RED CLOUD, JOHN -	\$45.90, LIC
LITTLE HAWK, JOLENE -	\$32.40, LIC	ROSS, WILLIAM -	\$53.00, LIC

LONE HILL, TRINA -

\$20.70, LIC

TOTAL - \$507,465.42

DATED THIS 31ST DAY OF JANUARY, 2012

/S/Sue Ganje, Auditor

SUE GANJE, COUNTY AUDITOR OF SHANNON COUNTY.

Eugenio White Hawk entered the meeting at 12:14 p.m.

Motion by Hutchison, seconded by White Hawk, to set February 10, 2012 at Noon as the time for a special meeting to consider the re-districting of commissioner districts. With no further discussion and all voting yes, the motion carried.

The Board reviewed letters concerning the financial status of Shannon County. Motion by Hutchison, seconded by White Hawk, to approve signing and sending letters in search of financial assistance for the county to Governor Daugaard, the congressional delegates and the District 27 state legislators. With no further discussion and all voting yes, the motion carried.

The report of Veterans Services Officer Archie Hopkins was reviewed and placed on file.

A resolution in support of retaining the VA services in Hot Springs was reviewed. Motion by Hutchison, seconded by White Hawk, to approve the Resolution as follows. With no further discussion and all voting yes, the motion carried.

SHANNON COUNTY RESOLUTION #2012-03

WHEREAS, the leadership of the VA Black Hills Health Care System has recommended the closure of the VA Hospital and Domiciliary at Hot Springs, South Dakota and replacement with only a community based outreach clinic; and

WHEREAS, South Dakotan's have a long and honorable history of serving this nation in the military service; and

WHEREAS, our returning veterans for the past one hundred years have been able to receive their care at the Hot Springs VA hospital and have well earned the right to continue receiving that care at Hot Springs; and

WHEREAS, closure of the VA hospital in Hot Springs may result in extra hours of travel time and inconvenience for Shannon County veterans to receive care at Fort Meade or Rapid City, without substantiated evidence that care would be improved:

NOW THEREFORE, BE IT RESOLVED, that the Shannon County Commissioners strongly object to the proposed closure of the Hot Springs VA facilities and urge VA Secretary Eric Shinseki to reject this proposed action; and

BE IT FURTHER RESOLVED, that the Shannon County Commissioners ask the Congressional delegations of South Dakota, Nebraska and Wyoming to exert their best efforts to see that this proposal is rejected and instead that services such as the outstanding PTSD and substance abuse programs be enhanced and expanded.

Dated this 3rd day of February, 2012.

/s/Wendell Yellow Bull

Wendell Yellow Bull, Chairman

ATTEST:

Shannon County Board of Commissioners

/s/ Sue Ganje

Sue Ganje, Shannon County Auditor

Motion by Kehn, seconded by Hutchison, to approve and adopt the 2012 welfare guidelines as proposed by Health and Human Services. With no further discussion and all voting yes, the motion carried.

Highway Superintendent Lynx Bettelyoun met with the Board for a hearing on private roadwork as advertised per SDCL 31-11-41 and 31-11-45. Motion by Hutchison, seconded by Kehn, to continue private roadwork for 2012. With no further discussion and all voting yes, the motion carried.

Bettelyoun updated the Board on activities, reporting that the 1981 dump truck needs the transmission replaced at an estimated cost of \$4,500.00, which is in the budget. Bettelyoun also contacted Golden West Telecommunication to inquire about service but a hard line is not available at this time. Should Great Plains become unable to provide service, Golden West would make the provision a priority. A follow up on the cemetery road was discussed and Bettelyoun reported that there is no option other than a private roadwork contract; he will contact the assistant funeral home director.

Bettelyoun presented a travel request for approval. Motion by Hutchison, seconded by Kehn, to approve a travel request for Bettelyoun to attend a short course for Highway Superintendents in Huron on March 13-15, 2012. With no further discussion and all voting yes, the motion carried.

The purchase of a used double-axle lowboy flatbed trailer was discussed. The Board asked Bettelyoun to obtain additional quotes, if possible, for consideration at the March meeting. Photos of the location being used to source gravel were presented.

Sheriff Jim Daggett met with the board to provide his monthly report and indicated he would bring a federal program agreement that provides equipment loans to the next meeting for consideration.

Jean Belt, Lakota Election Coordinator, met with the Board to report on progress in securing a location for the election office in Pine Ridge. The States Attorney and Auditor asked for consideration to increase her wages. Motion by Hutchison, seconded by White Hawk, to increase the Coordinator wage from \$10.00 to \$11.00 per hour. With no further discussion and all voting yes, the motion carried.

The meeting was opened for public comment and as there was none, a break was taken at 1:15 p.m.

The meeting resumed at 1:38 p.m. with a motion by Hutchison, seconded by Kehn, to enter into Executive Session to discuss legal matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 1:38 p.m.

The Board came out of Executive Session at 2:30 p.m.

Motion by Hutchison, seconded by Kehn, to authorize Attorney Sara Frankenstein of Gunderson, Palmer, Nelson, and Ashmore to proceed with litigation as discussed in Executive Session. With no further discuss, the motion carried.

Motion by White Hawk, seconded by Hutchison, to approve a waiver of attorney / client confidentiality for State's Attorney Jim Sword as it pertains to 2008-2012 voting issues. With no further discussion and all voting yes, the motion carried.

Frankenstein discussed redistricting and explained the need to alter districts to be as equal as practicable with regards to population and voting age. Also present was Stacy Martin, GIS, who presented two redistricting plans for review. Motion by Hutchison, seconded by Kehn, to approve redistricting Proposal B for the first reading of Ordinance #2012-01, and set Noon on February 10, 2012, for the time set for a Second Hearing on the matter. With no further discussion and by a unanimous roll call vote, the motion carried.

Deputy State's Attorney Patrick Ginsbach presented pipeline easements for approval. Motion by Kehn, seconded by White Hawk, to table proposed pipeline easement C530. With no further discussion and all voting yes, the motion carried and the easement was tabled.

Motion by Kehn, seconded by White Hawk, to approve the following pipeline easements for the Oglala Sioux Tribe Rural Water: pipeline easement S920 for a 30' wide easement on County Road #25, commencing in and running through Sections 10 and 15, all in Township 36 N, Range 41 W, Shannon County, South Dakota; pipeline easement S960 for a 30' wide easement on County Road #15, commencing in and running through Sections 31, all in Township 36, Range 41 W, Shannon County, South Dakota;. pipeline easement S940 for a 30' wide easement on County Road #15, commencing in and running through Sections 34 and 35, all in Township 36, Range 41 W, Shannon County, South Dakota; pipeline easement S900 for a 30' wide easement on County Road 198th Avenue, commencing in and running through Sections 13 and 14, all in Township 36 N, Range 41 W, Shannon County, South Dakota; pipeline easement 130E for a 30' wide easement on County Road #9, commencing in and running through Sections 25 and 26, all in Township 36, Range 43 W, Shannon County, South Dakota; pipeline easement 130C for a 30' wide easement on County Road #17, commencing in and running through Sections 26 and 35, all in Township 36, Range 43 W, Shannon County, South Dakota; pipeline easement M50 for a 30' wide easement on County Road #2, commencing in and running through Section 1, all in Township 36, Range 42 W, Shannon County, South Dakota; pipeline easement F for a 30' wide easement on County Road #127, commencing in and running through Sections 35 and 36, all in Township 36, Range 43 W, Shannon County, South Dakota. With no further discussion and all voting yes, the motion carried.

Director of Equalization Terri Halls met with the Board to present 2012 valuation intentions, which call for increasing crop soils by 10%, decreasing non-crop soils by about 1% and no change to non-ag values.

Motion by Kehn, seconded by Hutchison, to approve the bills as follows. With no further discussion and all voting yes, the motion carried.

GENERAL FUND

AUDITOR'S OFFICE	JANUARY SALARIES	\$2,513.06
TREASURER'S OFFICE	JANUARY SALARIES	\$2,289.65
STATE'S ATTORNEY OFFICE	JANUARY SALARIES	\$1,045.47
DIRECTOR OF EQUALIZATION	JANUARY SALARIES	\$1,383.57
REGISTER OF DEEDS	JANUARY SALARIES	\$1,463.82
VETERANS SERVICES	JANUARY SALARIES	\$794.16
SHERIFF'S OFFICE	JANUARY SALARIES	\$2,336.74
AT&T MOBILITY	TELEPHONE	\$134.40
BEHAVIOR MANAGEMENT SYS	ALLOTMENT	\$5,000.00
CAROL BUTZMAN CONSULTING	MI	\$445.98
CENTURY BUSINESS	COPIER	\$13.50
CENTURY BUSINESS	COPIER	\$14.85
CULLIGAN	WATER	\$10.00
DAGGETT, JIM	JAN HEALTH BLUE CROS	\$400.00
ELECTION SYSTEMS & SOFT	MAINT	\$1,872.00
FALL RIVER COUNTY AUDITOR	MAINT; INV	\$1,235.46
FARRELL, FARRELL	JAN DEP STATES ATY C	\$1,743.16
CARDMEMBER SERVICE	MISC	\$1,183.88
GOLDEN WEST	TELEPHONE	\$241.25
GOLDEN WEST	TELEPHONE	\$209.93
HAGMAN, DELORIS	TRAVEL	\$35.52
KEHN, BRYAN	TRAVEL	\$66.60
KLUENDER, LINDA	JAN DOM ABUSE GRANT	\$166.66
LAKOTA COUNTRY TIMES	SUBSCRIPTION	\$580.88
LEWIS & CLARK BHS	MI	\$149.00
OGLALA SIOUX TRIBE	RENT	\$300.00
RAPID LUBE	CAR MAINT	\$34.95
SHANNON COUNTY SHERIFF	PETTY CASH	\$69.10
SOUTH DAKOTA RETIREMENT	JAN RETIREMENT	\$1,708.02
STATE TREASURER	STATE REP	\$240.00
SOUTH DAKOTA STATE TREAS	SALES TAX	\$4.33
US POSTAL SERVICE	POSTAGE	\$222.90
VERIZON WIRELESS	TELEPHONE	\$33.58
WELLS FARGO BANK	JAN W/H/SS/MDCR TAXE	\$2,288.58
WINSLOW, SHARI	JAN DOM ABUSE CONTRA	\$166.66
WHITE HAWK, EUGENIO	TRAVEL	\$69.56
YELLOW BULL, WENDELL	TRAVEL	\$47.36

HUTCHISON, LYLA	TRAVEL	\$59.20
	GENERAL FUND TOTAL	\$30,573.78

ROAD & BRIDGE

ROAD & BRIDGE	JANUARY SALARIES	\$4,944.52
A & B WELDING	REPAIR	\$38.44
AT&T MOBILITY	TELEPHONE	\$78.63
BLUE CROSS/BLUE SHIELD	JAN HEALTH INSURANCE	\$802.94
BUTLER MACHINERY CO.	REPAIR	\$7.85
CULLIGAN	WATER	\$19.75
FALL RIVER COUNTY AUDITOR	MAINT; INV	\$66.60
CARDMEMBER SERVICE	MISC	\$74.19
GODFREY BRAKE SERVICE AND	REPAIR	\$46.00
GOLDEN WEST	TELEPHONE	\$2.51
GOLDEN WEST	TELEPHONE	\$3.24
GREAT PLAINS COMMUNICATIO	TELEPHONE	\$171.83
GREAT WESTERN TIRE INC.	TIRES	\$723.82
GREAT WESTERN TIRE INC.	TIRES	\$723.82
PINE VALLEY ECO PRODUCTS	SUPPLY	\$960.99
HUSKER AUTO PARTS	REPAIR	\$167.71
JOHN DEERE FINANCIAL	REPAIR	\$686.99
LACREEK ELECTRIC ASSOC	UTILITY	\$539.17
MCI COMM SERVICE	TELEPHONE	\$46.78
NEBRASKA CHILD SUPPORT	CHILD SUPPORT	\$245.00
SDACHS	DUES	\$195.00
SIOUX CITY FOUNDRY CO	REPAIR	\$2,514.28
SOUTH DAKOTA RETIREMENT	JAN RETIREMENT	\$780.00
TRUE VALUE	SUPPLY	\$23.77
WELLS FARGO BANK	JAN W/H/SS/MDCR TAXE	\$1,417.75
WESTCO	FUEL;UTILITY	\$7,221.60
	ROAD & BRIDGE TOTAL	\$22,503.18

GRAND TOTAL **\$53,076.96**

Motion by White Hawk, seconded by Kehn, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 3:09 p.m.

/s/ Wendell Yellow Bull
Wendell Yellow Bull, Chairman
Board of Shannon County Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Shannon County Auditor