

SHANNON COUNTY MINUTES OF JULY 6, 2012

The Shannon Board of County Commissioners met in regular session on July 6, 2012. Present: Wendell Yellow Bull, Lyla Hutchison, Deloris Hagman, Bryan Kehn and Auditor Sue Ganje. Absent: Eugenio White Hawk.

The Pledge of Allegiance was given and the meeting called to order at 12:29 PM. The agenda was reviewed for conflicts; none were indicated.

Motion by Kehn, seconded by Hutchison, to approve the agenda as written with the addition of an Emergency Fire Ban Resolution and a Drought/Disaster Resolution. With no further discussion and all voting yes, the motion carried.

Eugenio White Hawk entered the meeting at 12:30 PM.

Motion by Hutchison, seconded by Hagman, to approve the meeting minutes of June 8, 2012. With no further discussion and all voting yes, the motion carried.

Motion by Kehn, seconded by Hagman, 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 30th day of June, 2012.

TOTAL AMT OF DEPOSIT IN BANK OF THE WEST -	\$ <u> 0</u>
TOTAL AMT OF DEPOSIT IN WELLS FARGO BANK -	\$ <u> 1,392.28</u>
TOTAL AMT OF DEPOSIT IN FIRST INTERSTATE BANK, HS -	\$ <u> 5,891.15</u>
TOTAL AMOUNT OF ACTUAL CASH -	\$ <u> 2,493.77</u>
TOTAL AMT OF CHECKS IN TREASURER'S POSSESSION NOT EXCEEDING THREE DAYS -	\$ <u> 1,135.17</u>
MONEY MARKET SAVINGS: BANK OF THE WEST -	\$ <u> 0</u>
WELLS FARGO BANK -	\$ <u> 1,141.21</u>
FIRST INTERSTATE BANK, Hot Springs -	\$ <u>209,026.98</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:

BEGAY, ARRON - \$157.00, LIC
BLACK FEATHER, DAVID - \$75.00, LIC
BLETHEN, RENE - \$48.25, LIC
BURGESS, DAVID - \$335.00, LIC
BURGESS, JEANNE - \$45.00, LIC
PARTON, JOY - \$32.00, LIC
GARNETT, AQUALYNE - \$64.00, LIC
GOINGS, TANYA L. - \$71.00, LIC
JANIS, JENNIFER - \$90.50, LIC

LITTLE HAWK, JOLENE - \$32.40, LIC
LONE HILL, TRINA - \$20.70, LIC
MESTETH, PERRY - \$63.00, LIC
MORRISON, NADINE - \$15.00, LIC
OLD HORSE, JOHN - \$15.00, LIC
ONE FEATHER, DELMAR - \$40.00, LIC
POURIER, JOEL - \$349.00, LIC
RED CLOUD, JOHN - \$45.90, LIC
ROSS, WILLIAM - \$53.00, LIC

TOTAL - \$472,847.31

DATED THIS 30th DAY OF JUNE, 2012
/S/Sue Ganje, Auditor
SUE GANJE, COUNTY AUDITOR OF SHANNON COUNTY

Discussion was held on a resolution to enact a burn ban. Motion by Kehn, seconded by Hagman, to adopt Resolution #2012-08 as follows. With no further discussion and all voting yes, the motion carried.

SHANNON COUNTY RESOLUTION #2012-08
A RESOLUTION TO PROVIDE FOR TEMPORARY EMERGENCY REGULATION
OF FIRE HAZARDS IN SHANNON COUNTY

WHEREAS, the Shannon County Commission is charged with protecting the health and safety of the citizens of Shannon County including all property situated therein; and

WHEREAS, the Shannon County Commission has consulted with local fire officials, law enforcement and emergency management officials concerning the threat posed by wildfires; and

WHEREAS, the threat of wildfires in Shannon County is such so as to pose a significant danger to the health and safety of the citizens of Shannon County including property situated therein; and

WHEREAS, the Shannon County Commission has deemed it necessary to enact certain temporary controls to reduce the threat posed to the citizens and property of Shannon County by wildfires.

NOW THEREFORE BE IT RESOLVED, that pursuant to SDCL 7-8-20 (18) the Shannon County Commission does hereby enact this resolution to insure public safety on an emergency basis, effective immediately and impose a ban on all open burning and fireworks except for petroleum fueled or charcoal briquette fueled grills used for preparing food. This burn ban applies to any resident in Shannon County outside any municipality or land within the Black Hills Fire Protection District, and is in effect when the fire index reaches the **HIGH, VERY HIGH or EXTREME** level. Residents will be allowed to use gas fueled or charcoal fired BBQ grills and will be allowed open burning when the fire index is at the **LOW or MODERATE** level. Campfires will **NOT** be allowed on private land or licensed commercial campgrounds. Campgrounds operated by the State of South Dakota or US Government must follow the established laws and regulations.

IT IS FURTHER RESOLVED, that this open burning ban will remain in effect until repealed by the Shannon County Commission. Pursuant to SDCL 7-18A-2 the penalty for violating this resolution shall include a fine not to exceed two hundred dollars for each violation and/or imprisonment for a period not to exceed thirty days for each violation; or both such fine and imprisonment. Additionally, person(s) in violation of this burn ban may be responsible for any and all suppression costs.

BE IT FURTHER RESOLVED, that the Shannon County Commission declares an emergency and this resolution shall be in effect immediately in order to protect the peace, health and safety of the citizens of Shannon County.

DATED this 6th day of July, 2012.

/s/ Wendell Yellow Bull
Wendell Yellow Bull, Chairman
Shannon County Commission

ATTEST:

/s/ Sue Ganje

Sue Ganje, Shannon County Auditor

Motion by Kehn, seconded by Hagman, to approve a disaster Resolution as follows. With no further discussion and all voting yes, the motion carried.

**SHANNON COUNTY RESOLUTION #2012-09
DROUGHT DISASTER RESOLUTION**

WHEREAS, the vast majority of Shannon County has failed to receive adequate precipitation for the preceding twelve month period, and

WHEREAS, the lack of precipitation over the past years has created a catastrophic state of drought, and

WHEREAS, the drought conditions have had an enormous effect on the production capabilities of the agricultural industry, which in turn severely affects the entire local economy, and

WHEREAS, the lack of consistent precipitation has resulted in the lack of rain water runoff and therefore, caused livestock ponds, dams, wells and natural water holes to dry up, and

WHEREAS, the grass, what there is of it, in the pastures in the county is bone dry, and

WHEREAS, the lack of dependable precipitation has resulted in record low subsoil moisture and has caused the water table to drop significantly,

NOW THEREFORE BE IT RESOLVED, that the Shannon County Commissioners declare that current drought conditions have created a natural disaster within Shannon County, and

BE IT FURTHER RESOLVED, that both farmer/ranchers and local businesses may be eligible for disaster aid grants and/or low interest Economic Injury Disaster loans from the Farm Services Agency and Small Business Administration Agency retroactive to January 1, 2012, and

BE IT FURTHER RESOLVED that the Board of County Commissioners for and on behalf of the citizens of Shannon County, request that the Governor of the State of South Dakota petition the Secretary of Agriculture to declare Shannon County a drought disaster area, and

BE IT FURTHER RESOLVED that an Emergency exists in Shannon County and this Resolution shall be in effect from and after its publication and this action is necessary for the preservation of the public peace, health and safety.

Dated this 6th day of July, 2012.

/s/ Wendell Yellow Bull

Wendell Yellow Bull, Chairman

Shannon County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Shannon County Auditor

Motion by Hutchison, seconded by Kehn, to set 12:30 PM on August 3, 2012, as the time for a hearing on contingency transfers and supplements. With no further discussion and all voting yes, the motion carried.

A request from Oahe, Inc., for funding in 2013 was presented. Motion by White Hawk, seconded by Hutchison to deny Oahe, Inc.'s request for \$500.00 in funding and refer them to the Oglala Sioux Tribe President's Office. With no further discussion and all voting yes, the motion carried.

The Board reviewed a personnel issue, and referred the matter to the Highway Supervisor.

Jim Ruhe, Behavior Management, met with the Board to present their request for 2013 funding in the amount of \$5,000.00.

Terri Halls, Director of Equalization, presented the 2013 department budget request and asked for travel approval. Motion by Hutchison, seconded by Hagman, to approve the travel request for Deputy Susie Hayes to attend the fall school in Pierre on September 9-14, 2012. With no further discussion and all voting yes, the motion carried.

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

GENERAL FUND

AUDITOR'S OFFICE	JUNE SALARIES	\$2,513.07
TREASURER'S OFFICE	JUNE SALARIES	\$2,519.59
STATE'S ATTORNEY OFFICE	JUNE SALARIES	\$1,045.47
DIRECTOR OF EQUALIZATION	JUNE SALARIES	\$1,383.55
REGISTER OF DEEDS	JUNE SALARIES	\$1,463.81
VETERANS SERVICES	JUNE SALARIES	\$794.18
SHERIFF'S OFFICE	JUNE SALARIES	\$2,336.73
CORONER	JUNE SALARIES	\$377.40
ELECTIONS	JUNE SALARIES	\$105.68
AT&T MOBILITY	TELEPHONE	\$135.47
CAROL BUTZMAN CONSULTING	MI	\$530.52
CODY, DENISE	MI	\$30.00
DAGGETT, JIM	JULY HEALTH INS PREM	\$400.00
DATASPEC LLC	SOFTWARE	\$399.00
DIETRICH, DONNA	MI	\$297.40
ELECTION SYSTEMS & SOFT	SUPPLY	\$4,474.25
FALL RIVER COUNTY AUDITOR	ELEC	\$12,092.65
FARRELL, FARRELL	JUN DEP ST ATY CONTR	\$1,743.16
CARDMEMBER SERVICE	SUPPLY	\$32.17
CARDMEMBER SERVICE	MISC	\$1,711.72
GOLDEN WEST	TELEPHONE	\$358.15
HAGMAN, DELORIS	TRAVEL	\$35.52
KEHN, BRYAN	TRAVEL	\$66.60
KENNEDY, PIER & KNOFF LLP	MI	\$143.40
KLUENDER, LINDA	JUN DOMESTIC ABUSE G	\$166.66
LEWIS & CLARK BHS	MI	\$298.00
LINEHAN, GENE	CONT DEP	\$80.00
NETTINGA, JOAN	ELECTION SUPPLY	\$7.40
PENNINGTON COUNTY AUDITOR	MI	\$68.00
PENNINGTON COUNTY SHERIFF	MI	\$391.50
QUILL CORPORATION	SUPPLY	\$93.63
QUILL CORPORATION	SUPPLY	\$249.99
SD ASSN OF COUNTY COMM.	CATASTROPH. LEGAL	\$196.26

SHANNON COUNTY SHERIFF	PETTY CASH	\$69.43
SLOWEY COURT REPORTING	MI	\$110.00
SOUTH DAKOTA RETIREMENT	JUNE RETIREMENT	\$1,807.32
STATE TREASURER	MI,ANIMAL CONTROL	\$4,373.00
SWANDA, KAREN	MI	\$30.00
US POSTAL SERVICE	POSTAGE	\$1,050.67
VERIZON WIRELESS	CELL PHONE	\$32.18
WELLS FARGO BANK	JUNE W/H/SS/MDCR TAX	\$2,393.77
WINSLOW, SHARI	JUNE DOMESTIC ABUSE	\$166.66
WHITE HAWK, EUGENIO	TRAVEL	\$69.56
YANKTON COUNTY SHERIFF	PAPER SERV	\$25.00
YELLOW BULL, WENDELL	TRAVEL	\$47.36
BELT, JEAN	ELECTION	\$143.97
HUTCHISON, LYLA	TRAVEL	\$59.20
	GENERAL FUND TOTAL	\$46,919.05

ROAD & BRIDGE

ROAD & BRIDGE	JUNE SALARIES	\$6,624.27
AND ADDITIONAL OVERTIME FOR		
BRANDON SHEETS		\$45.00
LEON ZIMBELMAN		\$56.25
A & B WELDING	REPAIR	\$39.68
AT&T MOBILITY	TELEPHONE	\$92.20
BLUE CROSS/BLUE SHIELD	JULY HEALTH INS	\$1,204.41
CNH CAPITAL	REPAIR	\$532.69
FERGUSON, BUZZY	GRAVEL	\$617.00
GOLDEN WEST	TELEPHONE	\$1.16
GREAT PLAINS COMMUNICATIO	TELEPHONE	\$172.19
HUSKER AUTO PARTS	REPAIR	\$308.96
LACREEK ELECTRIC ASSOC	UTILITY	\$203.77
MCI COMM SERVICE	TELEPHONE	\$47.23
NEBRASKA CHILD SUPPORT	CHILD SUPPORT	\$245.00
SOUTH DAKOTA RETIREMENT	JUNE RETIREMENT	\$846.76
TRUE VALUE	SUPPLY	\$19.48
WELLS FARGO BANK	JUNE W/H/SS/MDCR TAX	\$2,172.14
WESTCO	FUEL	\$6,431.59
	ROAD & BRIDGE TOTAL	\$19,659.78

GRAND TOTAL **\$66,578.83**

A letter from Larry Kehn, Soil Conservation, was presented regarding the 2013 budget request.

Motion by Hutchison, seconded by Hagman, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 1:44 PM.

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

ATTEST:

/s/ Sue Ganje
Sue Ganje, Shannon County Auditor