

SHANNON COUNTY MINUTES OF DECEMBER 2, 2011

The Shannon Board of County Commissioners met in regular session on December 2, 2011. Present: Lyla Hutchison, Bryan Kehn, Deloris Hagman and Sue Ganje, Auditor. Absent: Wendell Yellow Bull and Eugenio White Hawk.

The Pledge of Allegiance was given and the meeting called to order at 12:08 p.m.

The Board reviewed the agenda for conflicts; none were found.

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

Motion by Kehn, seconded by Hagman, to approve the minutes of the November 4, 2011 meeting. With no further discussion and all voting yes, the motion carried.

Motion by Hagman, seconded by Kehn, to approve the Auditor's Account with the Treasurer. 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, 2011.

TOTAL AMT OF DEPOSIT IN BANK OF THE WEST -	\$	<u>0</u>
TOTAL AMT OF DEPOSIT IN WELLS FARGO BANK -	\$	<u>1,392.19</u>
TOTAL AMT OF DEPOSIT IN FIRST INTERSTATE BANK, HS -	\$	<u>11,766.74</u>
TOTAL AMT OF ACTUAL CASH -	\$	<u>3,738.38</u>
TOTAL AMT OF CHECKS IN TREASURER'S POSSESSION NOT EXCEEDING THREE DAYS -	\$	<u>1,670.46</u>
MONEY MARKET SAVINGS: BANK OF THE WEST -	\$	<u>0</u>
WELLS FARGO BANK -	\$	<u>1,140.87</u>
FIRST INTERSTATE BANK, Hot Springs -	\$	<u>239,586.84</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	Mesteth, Perry, 8/29/03 - \$63.00, Lic
Blethen, Rene, 5/16/06 -	\$48.25, Lic	Morrison, Nadine, 9/16/01 - \$15.00, Lic
Burgess, Jeanne, 5/8/98 -	\$45.00, Lic	Old Horse, John, 2/10/98 - \$15.00, Lic
Garnett, Aqualyne, 5/11/98 -	\$64.00, Lic	One Feather, Delmar, 7/12/10 - \$40.00, Lic
Goings, Tanya L., 4/6/99 -	\$71.00, Lic	Parton, Joy, 8/15/06 - \$32.00, Lic
Janis, Jennifer - Lic	\$90.50, Lic	Pourier, Joel, 10/11/96 - \$349.00, Lic
Little, Raine, 7/25/11-	\$99.50, Lic	Red Cloud, John - \$45.90, Lic
Little Hawk, Jolene, 7/15/09 -	\$32.40, Lic	Ross, William, 9/15/11 - \$53.00, Lic
Lone Hill, Trina, 1/27/04 -	\$20.70, Lic	
		TOTAL - \$510,669.73

DATED this 30th day of November, 2011

/S/Sue Ganje, Auditor

SUE GANJE, COUNTY AUDITOR OF SHANNON COUNTY
 THE ABOVE BALANCE REFLECTS COUNTY MONIES, MONIES HELD IN TRUST, AND MONIES
 COLLECTED FOR AND TO BE REMITTED TO OTHER ENTITIES: SCHOOLS, TOWNS AND STATE.

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

GENERAL FUND

COMMISSIONERS	NOVEMBER SALARIES	\$495.33
AUDITOR'S OFFICE	NOVEMBER SALARIES	\$2,603.64
TREASURER'S OFFICE	NOVEMBER SALARIES	\$2,629.23
STATE'S ATTORNEY OFFICE	NOVEMBER SALARIES	\$1,104.37
DIRECTOR OF EQUALIZATION	NOVEMBER SALARIES	\$1,402.11
REGISTER OF DEEDS	NOVEMBER SALARIES	\$1,562.95
VETERANS SERVICES	NOVEMBER SALARIES	\$794.17
SHERIFF'S OFFICE	NOVEMBER SALARIES	\$2,336.74
CORONER	NOVEMBER SALARIES	\$452.88
AT & T	TELEPHONE	\$125.31
CARDMEMBER SERVICE	MISC	\$753.65
CAROL BUTZMAN CONSULTING	MI	\$397.89
CENTURY BUSINESS	COPIER	\$18.94
CULLIGAN	WATER	\$15.25
DAGGETT, JIM	DEC BLUE CROSS PAY	\$362.38
FALL RIVER CO. SHERIFF	INMATE	\$63.00
FARRELL, FARRELL	NOV DEP ST ATY CONTR	\$1,666.67
GOLDEN WEST	TELEPHONE	\$180.96
GOLDEN WEST	TELEPHONE	\$207.16
HAGMAN, DELORIS	TRAVEL	\$35.52
HUTCHISON, LYLA	TRAVEL	\$59.20
KEHN, BRYAN	TRAVEL	\$66.60
LAKOTA COUNTRY TIMES	PUBLISHING	\$275.40
LINDA KLUENDER	DOMESTIC ABUSE GRANT	\$141.25
MARTINEZ, AUDREY L	TRAVEL	\$91.02
NACO	DUES	\$400.00
PENNINGTON CO STATES ATTY	MI	\$200.00
QUILL CORPORATION	SUPPLY	\$109.63
QUILL CORPORATION	SUPPLY	\$15.09
REGIONAL HEALTH	AUTOPSY	\$360.00
SD ASSN OF COUNTY COMM.	CAT LEGAL	\$53.33
SHARI WINSLOW	DOMESTIC ABUSE GRANT	\$141.25
SOUTH DAKOTA RETIREMENT	NOVEMBER RETIREMENT	\$1,824.56
STATE TREASURER	MI	\$2,647.06
US POSTAL SERVICE	POSTAGE	\$422.81
VERIZON WIRELESS	CELL PHONE	\$31.96
WELLS FARGO BANK	NOV/PAYROLL TAXES	\$2,515.93

WESTERN SD JUV SERVICES	JUVENILE	\$215.00
WHITE HAWK, EUGENIO	TRAVEL	\$69.56
YELLOW BULL, WENDELL	TRAVEL	\$47.36
	GENERAL FUND TOTAL	\$26,895.16

ROAD & BRIDGE

ROAD & BRIDGE	NOVEMBER SALARIES	\$7,085.31
AND ADDITIONAL OVERTIME FOR		
LYNX BETTELYOUN		\$137.66
DAVID WHITEFACE		\$126.00
LEON ZIMBELMAN		\$126.00
AT & T	TELEPHONE	\$86.18
BLUE CROSS/BLUE SHIELD	DEC PREMIUMS HEALTH	\$1,094.25
BUTLER MACHINERY CO.	REPAIR	\$375.24
CALIFORNIA CONTRACTORS	SUPPLY	\$179.40
CARDMEMBER SERVICE	MISC	\$48.01
CULLIGAN	WATER	\$10.00
DWARE INC	SOFTWARE	\$1,400.00
GOLDEN WEST	TELEPHONE	\$1.46
GOLDEN WEST	TELEPHONE	\$2.12
GREAT PLAINS COMMUNICATIO	TELEPHONE	\$173.92
GREAT WESTERN TIRE INC.	SUPPLY	\$3,019.60
HOMESTEAD BUILDING	REPAIR	\$40.07
HUSKER AUTO PARTS	REPAIR	\$185.78
LACREEK ELECTRIC ASSOC	UTILITY	\$211.55
LAKOTA COUNTRY TIMES	PUBLISHING	\$220.00
MCI COMM SERVICE	TELEPHONE	\$44.69
NEBRASKA CHILD SUPPORT	CHILD SUPPORT	\$245.00
QUILL CORPORATION	SUPPLY	\$6.99
SIOUX CITY FOUNDRY CO	REPAIR	\$679.29
SOUTH DAKOTA RETIREMENT	NOVEMBER RETIREMENT	\$1,176.24
VALLETTE, DAVID R	SUPPLY	\$5.50
WELLS FARGO BANK	NOV/PAYROLL TAXES	\$2,243.71
	ROAD & BRIDGE TOTAL	\$18,923.97

GRAND TOTAL **\$45,819.13**

Motion by Kehn, seconded by Hagman, to set 1:30 p.m. on December 28, 2011 as the date and time for a year-end meeting to be held via teleconference. With no further discussion and all voting yes, the motion carried.

Motion by Hagman, seconded by Kehn, to approve contingency transfers in the following amounts. With no further discussion and all voting yes, the motion carried.

CONTINGENCY TRANSFERS:

<u>Acct #</u>	<u>Description</u>	<u>Amount</u>
10100x4223130	Judicial System	\$ 118.80
10100x4262153	Court Appointed Attorney	\$1,109.88
10100x4260154	Abuse & Neglect	\$ 549.40
10100x4261212	County Jail	\$2,910.00
10100x4260154	Mentally Handicapped	<u>\$ 310.07</u>
		<u>\$4,998.15</u>

Motion by Kehn, seconded by Hagman, to accept and place on file the report of Veterans Services Officer Archie Hopkins. With no further discussion and all voting yes, the motion carried.

Motion by Kehn, seconded by Hagman, to approve a letter to congressional delegates following up on discussions regarding Shannon County lands that are federally designated as non-taxable, but don't qualify for Payment in Lieu of Taxes funding. With no further discussion and all voting yes, the motion carried.

Wendell Yellow Bull entered the meeting at 12:31 p.m.

Deputy State's Attorney Pat Ginsbach met with the Board to present two pipeline easements submitted by OST Rural Water. Motion by Hagman, seconded by Kehn, to approve pipeline easements for Oglala Sioux Tribe Rural Water for a 30' wide easement for a pipeline adjacent to County Road #15, commencing in and running through Section 2, Township 36, Range 41 West, Shannon County, South Dakota and a 30' easement for a pipeline adjacent to County Road #15, commencing in and running through Sections 14, 11 and 2, all in Township 36, Range 41 West, Shannon County, South Dakota. With no further discussion and all voting yes, the motion carried.

Sheriff Jim Daggett presented his monthly report to the Board. Motion by Kehn, seconded by Hagman, to accept the report of Sheriff Daggett. With no further discussion and all voting yes, the motion carried.

Motion by Yellow Bull, seconded by Kehn, to enter into Executive Session for personnel matters and job interviews. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 1:00 p.m.

Eugenio White Hawk entered the meeting at 1:01 p.m.

The Board came out of Executive Session at 1:45 p.m. Motion by Kehn, seconded by Yellow Bull, to recess for fifteen minutes. With no further discussion and all voting yes, the motion carried.

The meeting resumed with a discussion on the 2012 election year and continued Section 4(f)4 and Section 203 obligations for minority language voting. Present for the discussion were SaraBeth Donovan, Deputy Chief of the Voting Section, Civil Rights Division and Michelle McLeod, Trial Attorney, both with the US Department of Justice. The Memorandum of Agreement was reviewed as it pertains to obligations for the 2012 election. Early voting activity will not conflict with the MOA and the Tribal office may be able to provide a part-time office location. Donovan urged the Commission to start coordination efforts now so that the Department of Justice could be contacted if changes to procedures were needed.

The 2012 contract with the Fall River / Shannon County Officials was presented. Motion by Yellow Bull, seconded by Hagman, to approve the 2012 contract with the Fall River / Shannon County Officials as presented. With no further discussion and all voting yes, the motion carried.

Motion by Yellow Bull, seconded by Kehn, to approve the 2012 contract with the Fall River / Shannon County State's Attorney as presented. With no further discussion and all voting yes, the motion carried.

Discussion was held on a letter from Steven Sandven, an attorney representing twenty-five county residents who are asking the county to provide early voting at satellite offices in 2012. Motion by Yellow Bull, seconded by White Hawk, to approve early voting in Pine Ridge as follows: voting will be held at a location to be determined; the location will be operated for three days per week and advertised as such; dates of operation for the satellite office for the Primary Election will be May 21, 23, 25, 28 and 30, 2012, June 1, 2012; dates for the General Election will be October 22, 24, 26, 29 and 31, 2012 and November 2, 1012; early voting will also be available at the Fall River County Courthouse in Hot Springs and via US Mail; early voting information will be available on the county website. With no further discussion and all voting yes, the motion carried.

Motion by Yellow Bull, seconded by Hagman, 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 at 3:53 p.m.

The Board came out of Executive Session at 4:05 p.m. Motion by Hagman, seconded by Yellow Bull, to appoint Lynx Bettelyoun as Highway Superintendent at a salary of \$30,000.00 plus benefits, to be reviewed in six months. With no further discussion and all voting yes, the motion carried.

Motion by Yellow Bull, seconded by White Hawk, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 4:09 p.m.

/s/ Lyla Hutchison

Lyla Hutchison, Chairman

Board of Shannon County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Shannon County Auditor