

## SHANNON COUNTY MINUTES OF APRIL 1, 2011

The Shannon Board of County Commissioners met in regular session on April 1, 2011. Present: Lyla Hutchison, Eugenio White Hawk, Bryan Kehn, Deloris Hagman and Sue Ganje, Auditor. Absent: Wendell Yellow Bull.

Meeting called to order at 12:25 p.m. and the Pledge of Allegiance was given.

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

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

The Board reviewed the agenda for conflicts and none were identified.

Motion by Kehn, seconded by Hagman, 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 31<sup>st</sup> day of March, 2011.

TOTAL AMT OF DEPOSIT IN BANK OF THE WEST -	\$ <u>4,048.13</u>
TOTAL AMT OF DEPOSIT IN WELLS FARGO BANK -	\$ <u>1,391.77</u>
TOTAL AMT OF DEPOSIT IN FIRST INTERSTATE BANK, HS -	\$ <u>8,066.91</u>
TOTAL AMT OF ACTUAL CASH -	\$ <u>2,068.86</u>
TOTAL AMT OF CHECKS IN TREASURER'S POSSESSION NOT EXCEEDING THREE DAYS -	\$ <u>702.06</u>
MONEY MARKET SAVINGS:      BANK OF THE WEST -	\$ <u>2,269.01</u>
WELLS FARGO BANK -	\$ <u>1,140.49</u>
FIRST INTERSTATE BANK, Hot Springs -	\$ <u>215,165.10</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	Lone Hill, Trina, 1/27/04 -	\$20.70, Lic
Blethen, Rene, 5/16/06 -	\$48.25, Lic	Mesteth, Perry, 8/29/03 -	\$63.00, Lic
Broken Nose, Leroy, 3/5/07 -	\$44.50, 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
Cottier, Nicholas, 12/7/10-	\$41.50, Lic	One Feather, Delmar, 7/12/10 -	\$40.00, Lic
Finger, Leonard, 2/4/10 -	\$376.47, Lic	Parton, Joy, 8/15/06 -	\$32.00, Lic
Garnett, Aqualyne, 5/11/98 -	\$64.00, Lic	Pilcher, Kathy, 3/25/11-	\$43.50, Lic
Goings, Tanya L., 4/6/99 -	\$71.00, Lic	Pourier, Joel, 10/11/96 -	\$349.00, Lic
Janis, Jennifer - Lic	\$90.50, Lic	Red Cloud, John -	\$45.90, Lic

Little Hawk, Jolene, 7/15/09 - \$32.40, Lic

Ross, William, 9/15/11 -

\$53.00, Lic

**TOTAL -**

**\$486,633.05**

DATED this 31<sup>st</sup> day of March, 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.

Auditor Sue Ganje began to update the Board on fees associated with a proposed change to direct deposit of employee payroll and indicated she would continue the discussion later on the agenda when certain information was available from Treasurer Lori Bachand.

Motion by Kehn, seconded by Hagman, to approve a request for Lyla Hutchison and Eugenio White Hawk to travel to Rapid City for a Homeland Security workshop, May 10-12, 2011. Costs will be reimbursed by the Homeland Security Grant funds. With no further discussion and all voting yes, the motion carried.

The annual Shannon County Conservation District report was received and placed on file.

Bills were presented for approval. Motion by Hagman, seconded by White Hawk, to approve the bills as follows. With no further discussion and all voting yes, the motion carried.

**GENERAL FUND**

COMMISSIONERS	MARCH SALARIES	\$550.00
AUDITOR'S OFFICE	MARCH SALARIES	\$2,946.96
TREASURER'S OFFICE	MARCH SALARIES	\$2,940.51
STATE'S ATTORNEY OFFICE	MARCH SALARIES	\$1,250.00
DIRECTOR OF EQUALIZATION	MARCH SALARIES	\$1,564.56
REGISTER OF DEEDS	MARCH SALARIES	\$1,738.68
VETERANS SERVICES	MARCH SALARIES	\$986.56
SHERIFF'S OFFICE	MARCH SALARIES	\$3,125.00
CORONER	MARCH SALARIES	\$320.00
ALLTEL	TELEPHONE	\$140.95
BEST WESTERN RAMKOTA	TRAVEL	\$167.98
CAROL BUTZMAN CONSULTING	MI	\$927.58
CENTURY BUSINESS	COPIER	\$19.47
CODY, DENISE	MI	\$15.00
DEPARTMENT OF LEG. AUDIT	AUDIT	\$2,420.00
DIETRICH, DONNA	MI	\$150.44
CARDMEMBER SERVICE	MISC	\$991.79
HAGMAN, DELORIS	TRAVEL	\$71.04
KEHN, BRYAN	TRAVEL	\$66.60
LAKOTA COUNTRY TIMES	PUBLISHING	\$495.40

LARJO'S	SUPPLY	\$533.20
MARTINEZ, AUDREY L	TRAVEL	\$28.86
PENNINGTON COUNTY AUDITOR	MI	\$82.00
PENNINGTON CO STATES ATTY	MI	\$200.00
PENNINGTON COUNTY SHERIFF	MI	\$242.50
REHFUSS, CATHY	MI	\$15.00
RAPID LUBE	CAR MAINT	\$32.95
VERIZON WIRELESS	VICTIM ADV	\$31.94
WESTERN COMMUNICATIONS	SUPPLY	\$447.35
WHIRLWIND HORSE, CONNIE	TRAVEL	\$83.62
WHITE HAWK, EUGENIO	TRAVEL	\$69.56
HUTCHISON, LYLA	TRAVEL	\$59.20
	<b>GENERAL FUND TOTAL</b>	<b>\$22,714.70</b>

**ROAD & BRIDGE**

ROAD & BRIDGE	MARCH SALARIES	\$9,361.84
& ADDITIONAL OVERTIME FOR		
LYNN BETTELYOUN	SEC GUARD	\$1,889.60
LYNX BETTELYOUN		\$570.29
DAVID WHITE FACE		\$522.00
LEON ZIMBELMAN		\$522.00
A & B WELDING	REPAIR	\$35.96
ALLTEL	TELEPHONE	\$97.12
CULLIGAN	SUPPLY	\$28.50
CARDMEMBER SERVICE	MISC	\$185.21
GENERAL STORE	SUPPLY	\$99.88
GREAT PLAINS COMMUNICATIO	TELEPHONE	\$160.01
HUSKER AUTO PARTS	REPAIR	\$1,699.48
MARTIN AUTO PARTS	REPAIR	\$122.05
MCI COMM SERVICE	TELEPHONE	\$45.69
MENARDS	REPAIR;SUPPLY	\$155.87
PINE RIDGE AUTO PARTS	REPAIR	\$189.71
POSTMASTER	RENT	\$44.00
QUILL CORPORATION	SUPPLY	\$17.81
SIOUX CITY FOUNDRY CO	REPAIR	\$900.00
TRUE VALUE	SUPPLY	\$13.73
WESTCO	FUEL	\$4,670.58
	<b>ROAD &amp; BRIDGE TOTAL</b>	<b>\$21,331.33</b>

**GRAND TOTAL** **\$44,093.39**

Motion by Hagman, 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 at 12:35 p.m.

The Board came out of Executive Session at 1:12 p.m.

Highway Superintendent Lynn Bettelyoun met with the Board to give updates.

Latrell Plenty Arrows, OST Rural Water System, met with the Board to discuss an easement needed for their Wakpamni to Batesland project. Deputy State's Attorney Pat Ginsbach advised the Board on a temporary easement and changes to the form on meeting OST rural water needs.

Bettelyoun advised the Board on Road Project No. P6535(01), PCN6386, in Bennett County which uses part of Kyle Road #16 as a haul road for construction being done by Atteberry Construction. Bettelyoun presented an agreement on use and restoration of the road for the Board's consideration. Motion by White Hawk, seconded by Kehn to approve the Agreement for Use and Restoration of Contractor's Haul Road with Atteberry Construction and authorize the Chairman to sign, and further approve the Highway Superintendent to sign the Agreement for Use and Restoration of Haul Road Release, as upon completion 5,000 tons of gravel were put on the road. With no further discussion and all voting yes, the motion carried.

Quotes on gravel and rock from Atteberry Construction were also presented to the Board and discussion was held on the transport of materials.

Certificates of Completion to acknowledge David "Sam" White Face and Leon Zimbelman for their completion of 1,000 hours of heavy equipment operation were presented to the Commissioners for signature.

Veterans Services Officer Archie Hopkins met with the Board to present his March 2011 Activity report and meet the new commission members. Hopkins also discussed new software for processing claims and data.

Director of Equalization Terri Halls met with the Board to present a request for tax abatement on behalf of Michael O'Bryan concerning a trailer he sold in 2007 to a tribal member, who would be exempt from property taxes. Motion by Hagman, seconded by White Hawk to approve the tax abatement for Michael O'Bryan on Mobile Home #3520 in the amount of \$52.99 and \$55.01 for 2008 and 2009 taxes, respectively. With no further discussion and all voting yes, the motion carried.

Halls also presented a list of exempt properties to the Board for their review and noted an organization that filed late but will be providing documentation to the Assessor. A special meeting will be set prior to 4/26/2011 for equalization purposes.

Highway Superintendent Bettelyoun presented a request for graveling and maintenance of a road for Leslie Clifford-Cournoyer. As the road is not on the County Road system, the Board asked the Auditor to reply to Clifford-Cournoyer and explain that as a private road, the County would not provide maintenance unless she wished to contract the service and was unable to find a private contractor to perform the work.

Discussion was held regarding contact Bettelyoun has had from Joe American Horse who believes that the Board approved construction of a road to his home. At the Board's direction, Bettelyoun had done an estimate of the cost and presented it to American Horse. It was not her understanding that the Board had approved payment of the work and instead had indicated it would have to be a private road contract at American Horse's expense, which the Board confirmed.

Treasurer Lori Bachand presented a Delinquent Tax Agreement to the Board. Motion by Hagman, seconded by White Hawk to approve the Delinquent Tax Agreement for Phinet Red Owl in the amount of \$500.00 per month on parcel #800000-00900-00600 and authorize the Chairman to sign. With no further discussion and all voting yes, the motion carried.

The Auditor advised the Board that there would be a \$25.00 a month bank charge to change the bank account to corporate status, as needed for employee direct deposit. If the County no longer needed a Commissioner to travel to Hot Springs to sign payroll, direct deposit would still save the County money, and the Board agreed to continue with the process for payroll direct deposit.

Sheriff Jim Daggett met with the Board to provide his monthly report and discuss abandoned vehicles on County roads, asking for approval to remove them if they create a safety issue. The Board agreed that if a vehicle is causing a traffic hazard it should be removed and Daggett should involve the OST Department of Public Safety.

Daggett informed the Board that a radio was installed and the installation expense will finish a previously-awarded grant. Daggett also discussed progress on 911 services and the distribution of 911 fees collected in the County. Currently, the \$3.00 per line fee collected is going to the Oglala Tribe; White Hawk provided Daggett with contacts that may be able to provide status updates.

Motion by Hagman, seconded by Kehn to set April 15, 2011 at Noon as the time for equalization hearing and a special meeting date. With no further discussion and all voting yes, the motion carried.

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 3:38 p.m.

/s/ Lyla Hutchison  
Lyla Hutchison, Chairman  
Board of Shannon County Commissioners

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