

SHANNON COUNTY MINUTES OF JULY 2, 2010.

The Shannon Board of County Commissioners met in regular session on July 2nd, 2010. Present Connie Whirlwind Horse, Lyla Hutchison, Deloris Hagman, Wendell Yellow Bull, Francis Pumpkin Seed, Sue Ganje, County Auditor, and Julie Graham, Clerk. Absent none.

Meeting called to order at 11:16 a.m.

The agenda was reviewed for conflicts, which none were found.

Motion by Hutchison, seconded by Hagman to approve the agenda as read.

Motion by Hagman, seconded by Hutchison to approve the minutes of June 11, 2010. All voting yes, the motion carried.

Auditor reminded Commissioners of the August 1st deadline for petitions to be turned in to change the Home Rule Charter.

Discussion was held on the Waiver of Volume Cap Allocation for Recovery Zone Bonds, and the inability to use such funds.

Motion by Hutchison, seconded by Hagman, to hereby waive the following allocations, pursuant to 26 USCA § 1400U-1(a)(3)(A) and Internal Revenue Service Notice 2009-50:

TYPE	ALLOCATION	AMOUNT WAIVED
Recovery Zone Economic Development Bonds	\$3,965,000	\$3,965,000
Recovery Zone Facility Bonds	\$5,948,000	\$5,948,000

Roll call vote: Pumpkin Seed and Yellow Bull voted No; Whirlwind Horse, Hutchison and Hagman voted Yes. Motion carried.

An e-mail from Michael Goetzinger, Bennett /Shannon FSA, was received and reviewed. The letter addressed the grasshopper status, stating that he will be monitoring crop loss for a possible future Disaster Declaration. Goetzinger was invited to our August meeting for more updates.

Motion by Pumpkin Seed, seconded by Hutchison to set a time for a Supplement Hearing and contingency transfers on August 6th, 2010, at 11:40 a.m. All voting yes, the motion carried.

Motion by Pumpkin Seed, seconded by Hagman to approve the Auditor entering into a Sub Agreement between the SD Secretary of State and Shannon County, 2010 HAVA requirement, and approve a County reserve in the amount of \$284.11 for an additional \$5,303.03 in the state held account. All voting yes, the motion carried.

Motion by Pumpkin Seed, seconded by Yellow Bull to update Welfare eligibility guidelines to 100% FPL as of 4/2010. All voting yes, the motion carried.

Those signing up for the South Dakota Association of County Commissioners and Officials Fall Convention in Pierre from September 21st to September 23rd, 2010 will be Wendell Yellow Bull, Deloris Hagman and Lyla Hutchison. The Auditor reminded Board members that if they sign up to go and are unable to attend, contact us so we can try to cancel room and recoup registration fees.

Motion by Pumpkin Seed, seconded by Hutchison to approve travel for Yellow Bull, Hagman and Hutchison to attend the South Dakota Association of County Commissioners Fall Convention in Pierre from September 21st to September 23rd, 2010. All voting yes, the motion carried.

The Board reviewed the monthly report from Lynn Bettelyoun, Highway Department.

Motion by Yellow Bull, seconded by Hutchison to accept the highway report from Lynn Bettelyoun. Discussion was held. All voting yes, the motion carried.

Motion by Pumpkin Seed, seconded by Yellow Bull to approve the private road contract with Tom Conroy for blading and crowning, in the amount of \$59.00, which is paid. All voting yes, the motion carried.

Fuel quotes were received on 500 gallons of unleaded and 1100 gallons of red diesel #2.

	<u>UNLEADED 500G</u>	<u>RED DIESEL #2 1100 GALLONS</u>
Pine Ridge Oil	No Response	
Westco	\$2.535 per gallon	\$2.384 per gallon
Nelsons Oil & Gas	\$2.55 per gallon	\$2.37 per gallon

Motion by Pumpkin Seed, seconded by Yellow Bull to approve Westco as lowest bid for 500 gallons unleaded at \$2.535 per gallon and 1100 gallons of red diesel #2 at \$2.384 per gallon. Nelson's Oil and Gas has indicated that they need the bid on both fuels to deliver. All voting yes, the motion carried.

Motion by Yellow Bull, seconded by Hutchison to approve the Auditor's Account with the County Treasurer as follows. 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, 2010.

TOTAL AMT OF DEPOSIT IN BANK OF THE WEST-----	<u>\$ 4,046.61</u>
TOTAL AMT OF DEPOSIT IN WELLS FARGO BANK-----	<u>\$ 1,391.30</u>
TOTAL AMT OF DEPOSIT IN FIRST INTERSTATE BANKHS	<u>\$ 5,172.13</u>
TOTAL AMOUNT OF ACTUAL CASH-----	<u>\$ 1,515.70</u>
TOTAL AMT OF CHECKS IN TREASURER'S POSSESSION NOT EXCEEDING THREE DAYS-----	<u>\$ 2,174.95</u>
MONEY MARKET SAVINGS: BANK OF THE WEST-----	<u>\$ 2,267.32</u>
WELLS FARGO BANK----	<u>\$ 1,140.06</u>
FIRST INTERSTATE BANK-HS	<u>\$284,651.77</u>
CERTIFICATES OF DEPOSIT-FIRST INTERSTATE BANK-HS	<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	PARTON, JOY---	\$32.00-LIC
BLETHEN, RENE-----	\$48.25-LIC	POURIER, JOEL-	\$349.00
BROKEN NOSE, LEROY----	\$44.50-LIC	RED CLOUD, JOHN-	\$45.90
BURGESS, JEANNE-----	\$45.00	ROSS, WILLIAM---	\$53.00
EAGLE BULL, ANNETTE M--	\$43.00-LIC	FINGER, LEONARD-	\$376.47
GARNETT, AQUALYNE-----	\$64.00		
GOINGS, TANYA L-----	\$71.00		
JANIS, JENNIFER-----	\$90.50		
LITTLE HAWK, JOLENE----	\$32.40-LIC		
LONE HILL, TRINA-----	\$20.70-LIC		

MCGAA, JUSTIN-----\$71.90-LIC

MESTETH, PERRY-----\$63.00
MORRISON, NADINE-----\$15.00
OLD HORSE, JOHN-----\$15.00

TOTAL \$554,130.46

DATED THIS 30TH DAY OF JUNE, 2010

/S/Sue Ganje

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 Yellow Bull, seconded by Hutchison to refer the Fireside Restaurant billing in White Clay to Francis Pumpkin Seed, as this is his personal account. All voting yes, the motion carried.

Discussion was held on the distribution of the levied fire monies. A hearing will be scheduled for the distribution of the 2011 fire money.

Terri Halls, Director of Equalization, met with the Board for the 2011 budget.

Discussion was held on the distribution of PILT monies.

Motion by Hutchison, seconded by Yellow Bull to retain 100% of the PILT monies, effective immediately, with notification to the school that the County will no longer distribute monies. All voting yes, the motion carried.

Francis Pumpkin Seed spoke on information he received while attending a workshop in Sioux Falls. To receive PILT, or Impact Aid, a land audit must be done, along with documentation on how the county is impacted by Federal Trust Lands and the loss of taxable value. Shannon County has 86% of lands in Trust, with 14% taxable value. Pumpkin Seed will get paperwork to the Auditor.

Lori Bachand, Treasurer, met with the Board for the 2011 budget.

An application for an indigent burial was received and discussed.

Motion by Hagman, seconded by Yellow Bull to deny application as there appears to be a responsible party, and indigence could not be determined. All voting yes, the motion carried.

JoAnn Lintt, Fireside Restaurant, White Clay NE, called into the meeting to discuss a food billing for Francis Pumpkin Seed. Pumpkin Seed advised it was his personal bill, not Shannon County, and they discussed his payment of the bill.

Melody Engebretson, Register of Deeds, met with the Board for the 2011 budget.

Larry Kehn, Soil Conservation District, met with the Board for the 2011 Budget and discussed projects the County funds are used for.

Frank Maynard, Emergency Management, met with the Board for the 2011 Budget.

Jim Sword, States Attorney, Patrick Ginsbach, Deputy States Attorney and Emily Lefholz, Intern, met with the Board to present information on the Sheriff inventory and discuss the currently appointed Deputy Sheriffs, along with whether the Sheriff need attend each meeting.

Motion by Pumpkin Seed, seconded by Yellow Bull to go into executive session at 2:29 p.m. for personnel purposes. All voting yes, the motion carried.

Came out, time being 3:16 p.m.

Motion by Yellow Bull, seconded by Pumpkin Seed to suspend Sheriff Daggett until August 6, 2010, without pay, pending outcome of the investigation. Discussion was held. Roll call vote, Whirlwind Horse, Yellow Bull, Pumpkin Seed voted yes, Hutchison and Hagman voted no. Motion carried.

Motion by Yellow Bull, seconded by Pumpkin Seed to temporarily appoint Stanley Star Comes Out as acting Sheriff, effective immediately, at a pay of \$3,094.00/ month, with Marvin Afraid of Bear as alternate. With Hutchison and Hagman voting no, and all others voting yes, the motion carried.

Motion by Hutchison, seconded by Yellow Bull to pay the following bills. All voting yes, the motion carried.

GENERAL

COMM. SALARIES (5-COMM)	JUNE SALARIES	\$ 650.00
AUDITOR'S OFFICE SALARIES	JUNE SALARIES	3,361.03
ELECTION COORDINATOR WAGE	JUNE WAGES	2,385.00
TREASURER'S OFFICE SALARIES	JUNE SALARIES	2,961.95
STATES ATTORNEY SALARY	JUNE SALARY	901.25
DIRECTOR OF EQUAL SALARIES	JUNE SALARIES	1,575.68
REG. OF DEEDS OFFICE SALARIES	JUNE SALAIRES	1,738.69
VETS SERVICE OFFICE SALARY	JUNE SALARY	986.56
SHERIFF SALARY	JUNE SALARY	3,447.61
AMERICAN FAMILY ASSURANCE	JULY INSURANCE	24.60
BUFFINGTON, SANDRA	RECOUNT/ELECTION	73.10
BETTELYOUN, LYNN	MILEAGE/PU VOTING	118.40
BINGHAM, JAMES L.	RECOUNT/ELECTION	246.00
DAGGETT, JIM	JUL BLUE CROSS PREM	385.65
FARRELL, FARRELL & GINSBACH	JUNE DEP/ST/ATY	833.33
RAPP, FRANK D.	RECOUNT/ELECTION	53.86
SOUTH DAKOTA RETIREMENT	JUNE RETIREMENT	1,880.98
US POSTAL SERVICE	POSTAGE	602.88
WELLS FARGO BANK	JUN/W/H/SS/MDCR	3,323.39
DAVID WHITE FACE	MILEAGE PU MACHINE	51.80
JOHNSON, JEANETTE	ELECTION WORK	853.69
GERALD BIG CROW	ELECTION WORK	435.00
BLACKBEAR, TESSIE	ELECTION WORK	402.38
LITTLESPOTTED HORSE, DAVIDICA	ELECTION WORK	811.07
TRUEBLOOD, IMOGENE	ELECTION WORK	92.44
REDDY, STEVE	ELECTION WORK	543.75
REDCLOUD, TAYMARIE	ELECTION WORK	308.13
REDEARHORSE, KAREN	ELECTION WORK	455.45
A&B BUSINESS EQUIPMENT	COPIER	131.76
ALLTEL	TELEPHONE	119.49
BROWN & SAENGER	SUPPLY	66.83
CAROL BUTZMAN CONSULTING	MENTAL ILLNESS	267.24
CENTURY BUSINESS	COPIER	10.00
DAKOTA SIOUX CASINO	TRAVEL	141.75
ELECTION SYSTEMS & SOFTWARE	SUPPLY	1,151.27
CARDMEMBER SERVICE	MISC.	1,429.63
HAGMAN, DELORIS	TRAVEL	35.52

RIVER LODGE	TRAVEL	443.00
LACREEK ELECTRIC ASSOC.	COUNTY ASSIST.	56.02
LAKOTA COUNTRY TIMES	PUBLISHING	1,241.33
LEWIS & CLARK BHS	MENTAL ILLNESS	142.00
NOBLE, JORDAN	ELECTION	384.25
OGLALA SIOUX TRIBE	RENT	100.00
PENNINGTON CO. STATES ATY.	MENTAL ILLNESS	200.00
PUMPKIN SEED, FRANCIS	TRAVEL	66.60
PUMPKIN SEED, FRANCIS	SUPPLY	18.01
SD ASSN OF COUNTY COMM.	SUPPLY	375.33
SHANNON COUNTY SHERIFF	PETTY CASH	223.57
SHERATON SIOUX FALLS	TRAVEL	752.00
SIOUX NATION SHOPPING CENTER	MISC.	1,081.84
WARNE CHEMICAL & EQUIP. CO	SUPPLY	42.35
WHIRLWIND HORSE, CONNIE	TRAVEL	83.63
WHIRLWIND HORSE, CONNIE	TRAVEL	83.63
YELLOW BULL, WENDELL	TRAVEL	383.22
HUTCHISON, LYLA	TRAVEL	59.20

COUNTY ROAD AND BRIDGE

CRBR-CONSTRUCTION SALARIES	JUNE SALARIES	\$10,363.54
INCLUDING OVERTIME FOR		
LYNX BETTELYOUN	OVERTIME	59.00
DAVID WHITE FACE	OVERTIME	54.00
LEON ZIMBLEMAN	OVERTIME	54.00
BLUE CROSS/BLUE SHIELD	APRIL PREMIUM	6.99
NEBRASKA CHILD SUPPORT	CHILD SUPPORT	245.00
LOUIE NOLLETT	HWY COORDINATOR	550.00
SOUTH DAKOTA RETIREMENT	JUNE RETIREMENT	1,243.62
WELLS FARGO BANK	JUN/W/H/SS/MDCR	2,296.57
A&B WELDING	SUPPLY	92.32
ALLTEL	PHONE	75.10
FARM PLAN	REPAIR	1,470.66
CARDMEMBER SERVICE	MISC.	354.19
GREAT PLAINS COMMUNICATION	PHONE	158.83
HUSKER AUTO PARTS	MISC.	802.30
MCI COMM. SERVICE	PHONE	38.94
TRUE VALUE	MISC.	224.13
WESTCO	FUEL	3,763.13

Motion by Pumpkin Seed, seconded by Yellow Bull to adjourn, time being 3:32 p.m.
All voting yes, the motion carried.

Connie Whirlwind Horse, Chairwoman
Board of County Commissioners
Shannon County

ATTEST:

Sue Ganje, County Auditor
Shannon County

