

SHANNON COUNTY MINUTES OF AUGUST 25th, 2010.

The Shannon Board of County Commissioners met in special session in Hot Springs, SD, on August 25th, 2010. Present were Lyla Hutchison and Deloris Hagman. Present by teleconference were Chairwoman Connie Whirlwind Horse, Francis Pumpkin Seed and Wendell Yellow Bull. Also in attendance were Sue Ganje, County Auditor, Julie Graham, Clerk and State's Attorney Jim Sword. An attendance roll call was done for the record.

Meeting was called to order by Chairwoman Whirlwind Horse at 3:00 p.m.

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

Motion by Pumpkin Seed, seconded by Yellow Bull to approve the agenda as written. With no further discussion, and all voting yes, the motion carried.

Pumpkin Seed stated that he has not been meeting with other commissioners in violation of open meeting laws, nor has he talked to Deb Rooks. Chairwoman Whirlwind Horse apologized for not informing the other commissioners but that she believed the actions regarding Stanley Star Comes Out were wrong and reported talking to the Attorney General for the Oglala Sioux Tribe and attorney Terry Pechota. Whirlwind Horse questioned as to whether the County had the funds to hire Pechota.

Motion by Yellow Bull, seconded by Pumpkin Seed, to hire Terry Pechota to represent Stanley Star Comes Out. Discussion followed regarding questions from the commissioners about whether legal issues regarding the Sheriff office are civil or criminal, board insurance coverage, financial obligations for hired counsel should the matter resolve itself and whether an obligation exists for the board to provide Star Comes Out with legal representation as they were responsible for hiring him. Whirlwind Horse also questioned why State's Attorney Sword filed papers to reinstate Daggett and whether he was representing Daggett or the County. Sword answered that he is not representing Daggett but that Statute clearly defined his authority to file.

Whirlwind Horse called for the questions. A roll call vote on the motion to contract with Terry Pechota on behalf of the interests of Stanley Star Comes Out, including travel expenses was asked for. With Commissioners Whirlwind Horse, Pumpkin Seed and Yellow Bull voting yes on the motion and Commissioners Hutchison and Hagman voting no, the motion carried.

Motion by Pumpkin Seed, seconded by Hagman to adjourn meeting, time being 3:55 p.m. With no further discussion, the motion carried.

Connie Whirlwind Horse, Chairwoman
Board of County Commissioners
Shannon County

Attest:

Sue Ganje, County Auditor
Shannon County