

## OGLALA LAKOTA COUNTY MINUTES OF JANUARY 6, 2017

The Oglala Lakota Board of County Commissioners met in regular session on January 6, 2017. Present: Lyla Hutchison, Arlin Whirlwindhorse, Wendell Yellow Bull and Sue Ganje, Auditor. Anna Takes the Shield, and Art Hopkins were absent

The Pledge of Allegiance was given and the meeting called to order at 1:14 PM by Wendell Yellow Bull. The agenda was reviewed for conflicts; none were indicated. Motion by Hutchison, seconded by Whirlwind Horse, to approve the agenda as written. ALL MOTIONS RECORDED IN THESE MINUTES WERE BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Yellow Bull turned the meeting over to the Auditor for nominations for Board Chair. Motion by Hutchinson, seconded by Whirlwind Horse, to nominate Yellow Bull as Chairman. With no further nominations, Wendell Yellow Bull was re-elected Chairperson for 2017, and took over the meeting.

Motion by Whirlwindhorse, seconded by Yellow Bull, to nominate Hutchison as Vice-Chair.

Motion by Whirlwind Horse, seconded by Hutchinson, to designate three feet of the bulletin board in the Courthouse lobby for legal matters, with information also going to the courthouses in Kyle and Pine Ridge.

Motion by Hutchison, seconded by Whirlwindhorse, to designate the following as locations for Chattel Mortgage Sales: courthouse steps in Hot Springs, Pine Ridge and Kyle.

Motion by Hutchison, seconded by Whirlwind Horse, to designate Wells Fargo Bank, Black Hills Federal Credit Union and First Interstate Bank, as official depositories for Oglala Lakota County, with First Interstate as the active bank for 2017.

Motion by Hutchison, seconded by Whirlwind Horse, to set the amount for burial fees to \$1,000.00 total cost for 2017.

Motion by Whirlwind Horse, seconded by Hutchison, to set the cost of prisoner care at up to \$75.00 per day for Fall River, Meade and Pennington Counties for 2017.

Motion by Hutchison, seconded by Whirlwind Horse, to not rehire any employee for a period of one year if that employee has resigned and withdrawn their retirement funds.

Motion by Whirlwind Horse, seconded by Hutchison, to set 2017 Commissioner meetings at 1:00 PM on the first Friday of each month.

Motion by Hutchison, seconded by Whirlwind Horse, to approve travel of the county commissioners and officials to attend Black Hills Association meetings, and other same day travel, and to require travel approval when an over-night stay is required.

Motion by Hutchison, seconded by Whirlwind Horse, to approve the following

resolution.

**OGLALA LAKOTA COUNTY RESOLUTION #2017-01**

WHEREAS, the Division of Purchasing and Printing of the State of South Dakota has competitively bid state contracts for the purchase of necessary supplies, equipment and materials for state and local governments, and

WHEREAS, the Oglala Lakota County Board of Commissioners is authorized to purchase necessary supplies, equipment and materials for its use, and

NOW THEREFORE, BE IT RESOLVED, that the Board of Oglala Lakota County Commissioners enter into an agreement with the Division of Purchasing and Printing of the State of South Dakota to purchase equipment, supplies and materials.

Dated this 6<sup>th</sup> day of January, 2017.

/s/ Wendell Yellow Bull

Wendell Yellow Bull, Chairman

Oglala Lakota County Board of Commissioners

ATTEST:

/s/Sue Ganje

Sue Ganje, Oglala Lakota County Auditor

Motion by Hutchison, seconded by Hopkins, to approve the following Resolution.

**OGLALA LAKOTA COUNTY RESOLUTION #2017-02**

WHEREAS, pursuant to SDCL 12-15-11, the Board of County Commissioners at their first meeting shall set a fee for Election Board and the mileage rate;

NOW THEREFORE BE IT RESOLVED, that the Oglala Lakota County Board of Commissioners have set the fee for attendance of Election School at \$25.00; and

ALL ELECTION BOARDS WILL RECEIVE A FLAT FEE OF \$115.00; SUPERINTENDENTS OF EACH PRECINCT A FEE OF \$135.00; RESOLUTION AND ABSENTEE BOARDS WILL BE SET AT \$8.55 PER HOUR, and

ALL PROVISIONAL BOARDS WILL BE SET AT A \$20.00 FLAT FEE, and

BE IT FURTHER RESOLVED, that the Oglala Lakota County Commissioners set the mileage rate at \$.42 per mile for the transporting of ballots and ballot boxes by the precinct superintendent.

Dated this 6<sup>th</sup> day of January, 2017.

/s/ Wendell Yellow Bull

Wendell Yellow Bull, Chairman

Oglala Lakota County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Oglala Lakota County Auditor

Motion by Whirlwindhorse, seconded by Hutchison to approve the following wage and salaries for 2017.

Name	Money
Ahrendt, Brian	\$ 20,000.04
American Horse, Denver	\$ 15,000.00
Bettelyoun, Lynx	\$ 38,479.92

Bush, Karen	\$ 12.98	
Conroy, Rex	\$ 44,724.96	
Engebretson, Melody	\$ 15,800.04	
Ferguson, Kelley	\$ 14.00	
Ganje, Sue	\$ 15,800.04	
Hopkins, Art	\$ 1,200.00	plus \$25 per meeting
Hutchison, Lyla	\$ 1,500.00	plus \$25 per meeting
Jenniges, Edith	\$ 2,100.00	
Martinez, Audrey	\$86.00 per deceased	
Rhoe, Kelli	\$ 15,800.04	
Simkins, Susie	\$ 9,999.96	
Sioux Calf, LaForce	\$ 14.00	
Sword, Jim	\$ 15,800.04	
Takes the Shield , Anna	\$ 1,500.00	plus \$25 per meeting
Thunder Hawk, Matthew	\$ 14.00	
Whirlwind Horse, Arlin	\$ 1,500.00	plus \$25 per meeting
Whiteface, David	\$ 16.00	
Whiting, Nancy	\$ 2,100.00	
Yellow Bull, Wendell	\$ 1,500.00	plus \$25 per meeting

Art Hopkins joined the meeting at 1:27 pm.

Motion by Hutchison, seconded by Hopkins, to approve the minutes of December 30, 2016 with the correction of Art abstaining on the State’s Attorney contract instead of voting no.

Motion by Whirlwind Horse, seconded by Hutchison to approve the following;

**AUDITOR’S ACCOUNT WITH THE COUNTY TREASURER**

**TO THE HONORABLE BOARD OF OGLALA LAKOTA 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 30<sup>th</sup> day of November, 2016.

Total Amt of Deposit in First Interstate Bank, HS: \$ 20,382.74

Total Amount of Cash: \$ 2,696.21

Total Amount of Checks in Treasurer’s

Possession Not Exceeding Three Days: \$ 1,718.88

**MONEY MARKET SAVINGS:**

First Interstate-Hot Springs: \$ 1,956,957.49

**CERTIFICATES OF DEPOSIT:**

First Interstate-Hot Springs: \$ 250,000.00

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

Treasurer Shortage:

**RETURNED CHECKS:**

Black Feather, David: \$75.00, Lic

Blethen, Rene: \$48.25, Lic (2006)

Burgess, Jeanne: \$45.00, Lic

Cedarface, Gail: \$32.38, Lic (2012)

Garnett, Aqualyne: \$64.00, Lic

Goings, Tanya L: \$71.00, Lic

Janis, Jennifer: \$90.50, Lic

Little Hawk, Jolene: \$32.40, Lic (2009)

Mesteth, Perry: \$63.00, Lic (2003)

Morrison, Nadine: \$15.00, Lic

Old Horse, John: \$15.00, Lic

Parton, Joy: \$32.00, Lic (2006)

Pourier, Joel: \$349.00, Lic

Red Cloud, John: \$45.90, Lic

Ross, William: \$53.00, Lic

McDonald, John: \$983.97, Lic (2013)

**TOTAL \$2,233,985.72**

Dated This 30<sup>th</sup> Day of November, 2016.

/s/ Sue Ganje

Sue Ganje, County Auditor of Oglala Lakota County

County Monies: \$2,145,918.03

Held for other Entities: \$59,642.09

Held in Trust: \$28,425.60

**TOTAL: \$2,233,985.72**

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 Hutchison, seconded by Hopkins, to have the Commission serve as Weed Board and not provide compensation for 2017 Weed Board meetings.

Motion by Whirlwind Horse, seconded by Hutchison, to approve Joe Herman and Jesse True Blood and 2017 volunteers for the Oglala Lakota Sheriff's Office.

Motion by Whirlwind Horse, seconded by Hutchison, to name the Lakota Country Times as the official newspaper of the Board for 2017.

Lynx Bettelyoun, Highway Superintendent, met with the Board to present new private road rates. Motion by Whirlwind Horse, seconded by Hopkins, to approve the private road contracts for Phil Weisz, Tom Conroy and Charles and Patricia Conroy all in the amount of \$73.00.

Motion by Whirlwind Horse, seconded by Hopkins, to approve the reimbursement to the Highway department for Sheriff fuel in the amount of \$159.39 for November 3 to December 6, 2016 and for \$58.11 for December 23 to December 30, 2016.

Bettelyoun also is requesting permission to receive quotes for a Semi and pick up and has budgeted \$50,000.00 for purchase. Bettelyoun gave road updates and will present an updated list

of equipment for the Board at the next meeting.

Anna Takes the Shield arrived at 1:48 pm.

Motion by Hutchison, seconded by Whirlwind Horse, to set the private road hearing for February 3, 2017 at 1:40 pm.

Motion by Hutchison, seconded by Hopkins, to approve the fuel quote from Westco as the low and only bid for 500 gallons of unleaded gasoline at \$1.899 per gallon and for 2,000 gallons of diesel for \$2.019 per gallon.

Kelli Rhoe, Treasurer met with the Board to request a change to the Delinquent Tax Agreement. Motion by Whirlwind Horse, seconded by Hutchison to approve the delinquent tax agreement for Alan Hanneman to \$50.00 per month with the stipulation that any late payment will bring the agreement back to the Board.

Rhoe presented information on a mobile home tax issue between Dallas Bocek and Antoinette Huber. Motion by Hutchison, seconded by Whirlwind Horse to abate interest in the amount of \$188.55 for Dallas Bocek and Antoinette Huber on mobile home only due to clerical error.

Prarie Walkling, of Community Development, Jason Schoch, a beginning farmer and rancher and Aminah Hassoun of 4-H met with the Board. Walkling, Schoch and Hassoun discussed community programs, the need for volunteer and option in working with the County. Discussion followed.

Rex Conroy Sheriff met with the Board. Conroy noted that he did not have a copy of his monthly report as his computer had crashed. He is currently waiting on the State's Attorney office to approve the Taser and Body Camera Policies. Conroy gave updates on carry concealed permits, school security guards and other issues. Motion by Whirlwind Horse, seconded by Hopkins to approve the State Drug Enforcement Grant in the amount of \$16,684.00 and agree to the terms set forth in the letter from the South Dakota Attorney General.

Whirlwind Horse exited the meeting at 3:07 pm.

Hutchison advised on a meeting regarding PILT that she attended in Rapid City in December for non taxable tribal land. Hutchison will present more information at the February meeting.

Motion by Hutchison, seconded by Hopkins to move to executive session for personnel matters as per SDCL 1-25-2 (1) at 3:23 pm. Exited at 3:25 pm.

Motion by Takes the Shield, seconded by Hopkins to approve the bills as follows;

**GENERAL FUND**

AT&T MOBILITY	WIRELESS PHONE SHERI	\$	86.79
AT&T TELECONFERENCE	TELECONFERENCE	\$	41.77

DEPARTMENT OF LEG. AUDIT	FISCAL AUDIT 2014-20	\$	5,947.50	
EFTPS	PAYROLL TAXES EFTPS	\$	2,297.03	
	CONTRACT			
FALL RIVER CO. TREASURER	(REIMBURSEM	\$	8,000.00	
CARDMEMBER SERVICE	CARD MEMBER SERVICES	\$	151.03	
FIRST INTERSTATE BANK	FIRST INTERSTATE	\$	34.10	
LAKOTA COUNTRY TIMES	PUBLICATION	\$	2,305.73	
WESTERN				
COMMUNICATIONS	VEHICLE MAINTENANCE	\$	67.00	
YELLOW BULL, WENDELL	MILEAGE	\$	53.76	
BUCKLEY, XAVIER	PISTOL PERMIT DENIAL	\$	10.00	
FAST HORSE, VIOLET ROSE	PISTOL PERMIT DENIAL	\$	10.00	
				\$ 19,004.71
<b>COUNTY ROAD &amp; BRIDGE</b>				
A & B WELDING SUPPLY	WELDING SUPPLY/LEASE	\$	42.60	
AT&T MOBILITY	WIRELESS PHONE SHERI	\$	84.40	
BUTLER MACHINERY CO.	EQUIP/REPAIR	\$	286.44	
CULLIGAN	WATER/SUPPLY	\$	5.50	
EFTPS	PAYROLL TAXES EFTPS	\$	3,141.72	
GENERAL STORE	SUPPLIES	\$	76.93	
GREAT WESTERN TIRE INC	TIRES/SUPPLY	\$	121.60	
HUSKER AUTO PARTS	AUTO PARTS/SUPPLIES	\$	41.98	
JOHN DEERE FINANCIAL	CREDIT CARD CHARGES/	\$	443.42	
KRATOVIL'S TRUE VALUE	PARTS	\$	57.08	
LARSON COMPANIES	PARTS/SERVICE/REPAIR	\$	504.79	
MCI COMM SERVICE	LONG DISTANCE PHONE	\$	48.00	
PINE RIDGE AUTO PARTS	AUTO PARTS/SUPPLIES	\$	51.56	
WESTCO	FUEL/UTILITES	\$	4,872.42	
WESTERN CONSTRUCTION	ROAD PROJECT	\$	274,249.30	
				\$ 284,027.74
<b>EMERGENCY MGT</b>				
FALL RIVER CO. TREASURER	CONTRACT (REIMBURSEM	\$	7,500.00	
				\$ 7,500.00
TOTAL FOR DECEMBER 30, 2016 THROUGH JANUARY 5, 2017		\$	310,532.45	\$ 310,532.45

Motion by Hutchison, seconded by Hopkins, to approve the VSO report for December 2016.

Motion by Takes the Shield, seconded by Hopkins, to adjourn at 3:27pm

/s/ Wendell Yellow Bull  
Wendell Yellow Bull, Chairman

Board of Oglala Lakota County  
Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Oglala Lakota County Auditor