**OGLALA LAKOTA COUNTY MINUTES OF SEPTEMBER 2, 2016**

The Oglala Lakota Board of County Commissioners met in regular session on September 2, 2016 in the lower level meeting room of Fall River County Courthouse. Present: Wendell Yellow Bull, Lyla Hutchison, Art Hopkins, Arlin Whirlwind Horse and Jenna Stokesberry, Administrative Assistant. Anna Takes The Shield was absent.

The Pledge of Allegiance was given and the meeting called to order at 1:05 pm. The agenda was reviewed for conflicts; none were indicated. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion by Whirlwind Horse, seconded by Hopkins, to approve the agenda as written.

Motion by Whirlwind Horse, seconded by Hutchison to approve Minutes for July 8, 2016.

Motion by Whirlwind Horse, seconded by Hutchison to approve Minutes for August 5, 2016.

Motion by Hutchison, seconded by Whirlwind Horse to approve Minutes for August 11, 2016.

Motion by Hutchison, seconded by Hopkins to approve Veterans Service Report for August 2016 and place on file.

Motion by Whirlwind Horse, seconded by Hutchison to table Multimodal Resolution until there is a full and complete explanation of everything the resolution entails and how it will affect the County.

Motion by Hutchison, seconded by Hopkins to approve the Resolution 2016-04A changing the Polling Location for Porcupine Precinct to Christ the King Parish, Bill Pauly Hall as follows;

OGLALA LAKOTA RESOLUTION #2016-04A

WHEREAS, SDCL 12-14-1 allows for the establishment of polling locations in each County; and NOW THEREFORE, BE IT RESOLVED, that the Oglala Lakota County 2016 polling places be established as follows:

**COUNTY COMMISSIONER DISTRICT 1**

PORCUPINE PRECINCT- Christ the King Parish, Bill Pauly Hall, Porcupine, SD

**COUNTY COMMISSIONER DISTRICT 2**

OGLALA PRECINCT- Brother Renee Hall, Oglala, SD

MANDERSON PRECINCT- Manderson CAP Office, Manderson, SD

**COUNTY COMMISSIONER DISTRICT 3**

CUNY TABLE PRECINCT- Red Shirt School, Red Shirt, SD

KYLE PRECINCT- Kyle CAP Office, Kyle, SD

ROCKYFORD PRECINCT- Singing Horse Trading Post, 7 mi. N. of Manderson, SD

**COUNTY COMMISSIONER DISTRICT 4**

PINE RIDGE PRECINCT 3- Billy Mills Hall, Pine Ridge, SD

**COUNTY COMMISSIONER DISTRICT 5**

PINE RIDGE PRECINCT 1- Billy Mills Hall, Pine Ridge, SD

BATESLAND PRECINCT- Oglala Lakota School, Batesland, SD

Dated this 2th day of September, 2016.

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Wendell Yellow Bull, Chairman

ATTEST: Oglala Lakota Shannon County Board of Commissioners

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Sue Ganje, Oglala Lakota County Auditor

The Commissioners reviewed the fire tax disbursement for the County. Motion by Hutchison, seconded by Hopkins to approve the fire tax disbursement to Bateland.

Motion by Whirlwind Horse, seconded by Hutchison to approve fuel transfers from the Highway Department to the Sheriff’s department in the amount of $122.20 from August 4th to September 1st, 2016 .

Motion by Hutchison, seconded by Whirlwind Horse to approve the Commission Chairman to sign the contract for Western Construction to begin the Kyle Road Crushing and Gravel hauling project, Phase one.

The Board was informed of the resignation of Rodney Roulliard. Motion by Hutchison, seconded by Hopkins to accept the resignation of Rodney Rouillard.

Bettelyoun requested approval for a temporary hire to fill in until a new employee can be hired. Motion by Hutchison, seconded by to approve the temporary hire of Laforce Sioux Calf to allow highway business to continue.

The rental agreement for the highway employee needing to stay at the County Highway trailer was not complete and therefore not presented.

The following fuel bids were presented for 450 Gallons Unleaded/1300 Gallons #2 Dyed Diesel

Westco-$2.099per gal/$1.919 per gal

Pine Ridge Oil- no bid

Nelson’s- No Bid

Motion by Hopkins, seconded by Whirlwind Horse to approve the fuel bid from Westco as the low and only bid at $2.099 per gallon for 450 gallons of unleaded fuel and $1.919 per gallon for 1,300 gallons of #2 dyed diesel fuel.

Sheriff Rex Conroy did not have his monthly report prepared. Conroy spoke on the need to implement a taser use policy, vehicle repairs and the progress in certification on Jess True Blood. Yellow Bull informed Conroy that until True Blood is certified they have no plans to approve his deputization.

Jean Whirlwind Horse and Darien Long of the Oglala Sioux Corrections met with the Board to discuss housing Oglala Lakota County prisoners at their facility. Jean Whirlwind Horse presented the cost per day of $64 and break down of charges. Discussion followed with information regarding travel costs, programs available for inmates and the logistics of hearings. Commissioner Whirlwind Horse suggested a meeting with the Oglala Sioux Corrections and Sheriff Conroy to work out a written proposal. Motion by Hutchison, seconded by Whirlwind Horse to approve moving forward with an agreement to house prisoners in Oglala Sioux Correctional Facility.

Joe Herman, Deputy Sheriff had no written report but gave a briefing of his monthly activities, including pow wow assistance, domestic dispute at the carnival and work for the tribe.

Kelli Rhoe, County Treasurer, presented a delinquent tax agreement for Dorothy and Leah Brown Bear on 3 parcels. Discussion on the prior agreements followed. Motion by Whirlwind Horse, seconded by Hutchison to approve a delinquent tax agreement with Dorothy and Lea Brown Bear on parcels 80000-12100-00100, 80000-00700-00100 and 80000-00700-00200 with payments of a minimum of $200.00 starting October 1, 2016.

The supplement and contingency hearing was held at 2:15 as advertised. Motion by Hutchison, seconded by Whirlwind Horse to approve the Resolution on contingency transfers as follows:

**OGLALA LAKOTA COUNTY RESOLUTION #2016-09**

**Contingency Transfers #1**

WHEREAS, SDCL 7-21-32.2 provides that the Board of County Commissioners may adopt a transfer of appropriations from the contingency budget to other appropriations which are insufficient, contingency transfers shall be approved and adopted as follows: General Fund; to the following fund (expenses): Court Appointed #10100x4260153, $5397.66; Prisoners Board #10100x4261212, $10,173.99; Weed Ins, 10100x4210615, $229.20; Jury Postage, 10100x4261130, $123.50; and

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to approve and adopt and the Contingency Transfer #1for 2016.

Dated at Oglala Lakota County, South Dakota this 2th day of September, 2016.

Wendell Yellow Bull, Chairman

ATTEST: Oglala Lakota County Board of Commissioners

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Sue Ganje, Oglala Lakota County Auditor

Motion by Hutchison, seconded by Hopkins to approve an additional phone meeting on September 26th, 2016 at 1:00 pm to discuss the final 2017 Budget for Oglala Lakota County.

Susie Simkins, director of Equalization met with the Board regarding the tax exemptions requests presented by Denise Mesteth. Simkins has been working with Mesteth regarding churches tax exemptions and researching trust statuses on all other parcels requesting exemption. Simkins also informed the Board that the Wings as Eagles appeal may be going further in the Court System but there is no confirmation as yet.

The Oglala Lakota policy Manual was reviewed and only one change was noted. Motion by Hutchison, seconded by Whirlwind Horse to approve the Oglala Lakota County Employee Handbook with CDL rule pending one change before implementation.

Public Comment was held at 3:00 pm and there were no attendees present.

Motion by Hopkins, seconded by Whirlwind Horse to adjourn at 3:01 pm.

/sWendell Yellow Bull

ATTEST: Wendell Yellow Bull, Chairman

/s/ Sue Ganje Board of Oglala Lakota County

Sue Ganje Commissioners

Oglala Lakota County Auditor