

**OTLALA LAKOTA COUNTY MINUTES OF JANUARY 8, 2016**

The Oglala Lakota Board of County Commissioners met in regular session on January 8, 2016. Present: Art Hopkins, Lyla Hutchison, Arlin Whirlwindhorse, Wendell Yellow Bull and Sue Ganje, Auditor. Anna Takes The Shield called in by telephone.

The Pledge of Allegiance was given and the meeting called to order at 1:10 PM by Wendell Yellow Bull. The agenda was reviewed for conflicts; none were indicated. Motion by Hutchison, seconded by Hopkins, 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 Hopkins, seconded by Hutchinson, to nominate Yellow Bull as Chairman. With no further nominations, Wendell Yellow Bull was re-elected Chairperson, and took over the meeting.

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

Motion by Whirlwindhorse, seconded by Hopkins, 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 Hopkins, seconded by Hutchison, 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 2016.

Motion by Whirlwindhorse, seconded by Hutchison, to set the amount for burial fees to \$1,000.00 total cost for 2016.

Motion by Hopkins, seconded by Hutchison, to set the cost of prisoner care at up to \$73.00 per day for Fall River, Meade and Pennington Counties.

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seconded by Whirlwindhorse, to not rehire any employee for a period of one year if that employee has resigned and withdrawn their retirement funds.

Motion by Takes The Shield, seconded by Whirlwindhorse, to set 2016 Commissioner meetings at 1:00 PM on the first Friday of each month.

Motion by Hopkins, seconded by Whirlwindhorse, 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 Hopkins, seconded by Hutchison, to appoint the Commissioners as the 2016

representatives to the Weed Board.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2016-01**

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 8<sup>th</sup> day of January, 2016.

/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 #2016-02**

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 8<sup>th</sup> day of January, 2016.

/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 2016.

Anna Takes The Shield	\$80.00 a month plus \$25.00 per attended meeting
Arlin Whirlwindhorse	\$80.00 a month plus \$25.00 per attended meeting
Arthur Hopkins	\$80.00 a month plus \$25.00 per attended meeting
Audrey Martinez	\$83.00/Call
David White Face	\$16.00/hr
Denver American Horse	\$15,000/yr
Jim Sword	\$15,800/yr
Karen Bush	\$12.98/hr
Kelli Rhoe	\$15,800/yr
Lyla Hutchison	\$80.00 a month plus \$25.00 per attended meeting
Lynx Bettelyoun	\$38,480/yr
Matthew Thunder Hawk	\$14.00/hr
Mel Engebretson	\$15,800/yr
Rex Conroy	\$44,725/yr
Rodney Rouillard	\$15.00/hr
Sue Ganje	\$15,800/yr
Susie Simkins	\$10,000/yr
Wendell YellowBull	\$80.00 a month plus \$25.00 per attended meeting

Motion by Hutchison, seconded by Hopkins, to approve the minutes of Dec. 11 and Dec. 30, 2015.

Motion by Hutchison, seconded by Whirlwindhorse, to approve the Auditor's Account with the Treasurer as follows:

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 31<sup>st</sup> day of December, 2015.

Total Amt of Deposit in First Interstate Bank, HS:	\$ <u>14,477.89</u>
Total Amount of Cash:	\$ <u>968.05</u>
Total Amount of Checks in Treasurer's	
Possession Not Exceeding Three Days:	\$ <u>1,646.53</u>
MONEY MARKET SAVINGS:	
First Interstate-Hot Springs:	\$ <u>1,565,162.21</u>
CERTIFICATES OF DEPOSIT:	
First Interstate-Hot Springs:	\$ <u>250,000.00</u>

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)

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

TOTAL \$1,834,485.08

Dated This 31<sup>st</sup> Day of December, 2015.

/s/ Sue Ganje

Sue Ganje, County Auditor of Oglala Lakota County

County Monies: \$1,748,569.41  
Held for other Entities: \$42,547.97  
Held in Trust: \$43,367.70  
TOTAL: \$1,834,485.08

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.

Anna Takes The Shield left the meeting by telephone at approximately 1:25 pm.

Motion by Hutchison, seconded by Hopkins, to not provide compensation for 2016 Weed Board meetings.

Motion by Hutchison, seconded by Whirlwindhorse, to accept and place on file the December 2015 report of Veterans Services Officer, Denver American Horse.

Motion by Hutchison, seconded by Whirlwindhorse to approve the location of the SuAnn Big Crow Center as the 2016 early voting location for the June Primary and November General Elections.

Motion by Hutchison, seconded by Whirlwindhorse, to approve a combined election agreement with Oglala Lakota School, if agreed to by the school.

Motion by Whirlwindhorse, seconded by Hutchison, to set a supplemental hearing for the election budget on February 5, 2016 meeting at 1:10 pm.

Connie Smith from the Lakota Country Times was present and met with the Board to request they continue as the official legal county paper for 2016. Motion by Hutchison, seconded by Hopkins to name the Lakota Country Times as the official newspaper of the Board for 2016.

Highway Superintendent Lynx Bettelyoun presented the Road Load Limit Resolution.

Discussion was held on cost of a weight scale, fines, fees, where the funds go, and enforcement. The County attorney will be consulted.

Motion by Whirlwindhorse, seconded by Hopkins, to approve the following resolution setting the 2016 annual load limits on county roads.

**OGLALA LAKOTA COUNTY RESOLUTION #2016-03**

WHEREAS, the Oglala Lakota County Board of Commissioners did adopt the following 2016 ANNUAL LOAD RESTRICTIONS:

Oglala Lakota County will impose load and speed limits as follows in coordination with the State of South Dakota Highway's Annual Load Restrictions:

All oil roads will be posted at 45 Ton and 45 mph.

NOW THEREFORE, BE IT RESOLVED this amendment was approved and passed on this 8<sup>th</sup> day of January, 2016.

/s/ Wendell Yellow Bull  
Wendell Yellow Bull, Chairman  
Oglala Lakota County Board of

ATTEST:  
Commissioners  
/s/ Sue Ganje  
Sue Ganje,  
Oglala Lakota County Auditor

Motion by Whirlwindhorse, seconded by Hutchison to approve new hourly rate for private road work to \$73.00 per hour effective January 1, 2016.

Motion by Whirlwindhorse, seconded by Hopkins approving the private road work done for Tom Conroy in December of 2015 for \$70.00.

Motion by Hutchison, seconded by Whirlwindhorse, to set a hearing on February 5, 2016 at 1:30 pm on private roadwork in the County.

Motion by Whirlwindhorse, seconded by Hopkins, to approve a 15' wide pipeline easement for Larry Kehn and Bryan Kehn, in Oglala Lakota County, over, upon and across Oglala Lakota County Road, "American Horse Road". Easement to be in the area adjacent to the SW ¼ of Section 10, T037N, R041W, and the NE ¼ of Section 9, T037N, R041W of Oglala Lakota County, South Dakota. AND Easement (2 crossings) to be in the area adjacent to the NE ¼ of S4 in Township 037N, R041W and the NW ¼ of S 3 in T037N, R041W of Oglala Lakota County, South Dakota. The pipeline to run from the SW¼ of Section 10, T037N, R041W to the NW ¼ of Section 27, T038N, R041W of Oglala Lakota County, South Dakota.

Motion by Whirlwindhorse, seconded by Hutchison to approve hiring Mathew Thunder Hawk at \$14.00 per hour to the Hwy department, with a tentative effective date of January 8, 2016.

Motion by Hopkins, seconded by Hutchison to approve the quote of a Walk n Roll Packer of \$20,390.00.

Kelli Rhoe, County Treasurer presented maps of Village Batesland which shows location properties the County is attempting to take tax deeds on.

Motion by Hopkins, seconded by Hutchison to approve delinquent tax agreement for Marlin Parmenter.

Rex Conroy, Sheriff, presented his monthly report and the department's preliminary inventory sheet and advised of a wiring issue in the motherboard. Conroy advised the Board of his written request to the Rapid City Chief of Police for two surplus vehicles be donated to Oglala Lakota County. Conroy expects to know the result after the January 21, 2016 Pennington County Commissioner meeting.

Motion by Whirlwind Horse, seconded by Hutchison to approve the appointment of Derek Puckett as an additional Deputy Sheriff as a volunteer.

Discussed request from Rolf Kraft, Consultant, for funds for, Trust Land Impact Aid for Counties. Motion by Whirlwindhorse, seconded by Hutchison, to table discussion and initiate correspondence with Kraft to meet with the Board to discuss the benefit of Oglala Lakota County joining.

Motion by Hutchison, seconded by Whirlwindhorse to approve the following bills to be paid:

**General Fund- Salaries:**

Commissioner Salaries	December Salary	\$ 650.00
Auditor Salaries	December Salary	\$ 868.85
Treasurer Salaries	December Salary	\$ 838.04
State's Attorney Salaries	December Salary	\$ 1,316.67
Dept of Equalization	December Salary	\$ 718.75
Reg of Deeds	December Salary	\$ 1,202.87
Veteran Service Officer	December Salary	\$ 1,250.00
Sheriff's Salaries	December Salary	\$ 3,726.92
Coroner Salaries	December Salary	\$ 415.00
County Road & Bridge Salaries	December Salary	\$ 11,645.10
plus overtime costs		\$ 12.00
	<b>Total salaries</b>	<b>\$ 22,644.20</b>

**General Fund:**

EFTPS	EFTPS	\$ 2,083.43
FALL RIVER CO. SHERIFF	INMATE	\$ 1,242.00
FIRST INTERSTATE BANK	DECEMBER SERVICE CHA	\$ 33.95
FIRST INTERSTATE BANK	LEASE PAYMENT	\$ 570.24
GOLDEN WEST	VSO LOCAL PHONE BILL	\$ 69.40

HOPKINS, ARTHUR L	MILEAGE	\$ 95.76
LAKOTA COUNTRY TIMES	PUBLICATION	\$ 52.28
MANLOVE PSYCHIATRIC	INMATE	\$83.33
OGLALA SIOUX TRIBE	VSO RENT	\$2,300.00
PENNINGTON COUNTY JAIL	INMATE HOUSING	\$ 2,263.00
PUBLIC SAFETY EQUIPMENT	STAR BADGE	\$ 113.00
SDAAO	2016 MEMBERSHIP	\$ 55.00
SECRETARY OF STATE	PISTOL PERMITS	\$ 35.00
WESTERN COMMUNICATIONS	CAR MAINTENTANCE/SUP	\$ 1,104.47
WHIRLWIND HORSE, ARLIN	MILEAGE	\$ 95.76
YELLOW BULL, WENDELL	MILEAGE	\$ 53.76
HUTCHISON, LYLA	MILEAGE	\$ 67.20
	<b>Total General Fund</b>	<b>\$ 10,317.58</b>
<b><u>County Road &amp; Bridge:</u></b>		
EFTPS	EFTPS	\$ 2,635.50
HUSKER AUTO PARTS	AUTO PARTS/SUPPLIES	\$ 118.63
JOHN DEERE FINANCIAL	CREDIT CARD/SUPPLIES	\$ 5,184.77
	<b>Total CTY Road &amp; Bridge</b>	<b>\$ 7,938.90</b>
<b>Total paid Dec payroll &amp; exp from</b>	<b>12/31/15-01/08/2016</b>	<b>\$ 40,900.68</b>

Motion by Hopkins, seconded by Whirlwindhorse, to adjourn at 3:07 pm.

ATTEST:

/s/ Sue Ganje

Sue Ganje, Oglala Lakota County Auditor

/s/ Wendell Yellow Bull

Wendell Yellow Bull, Chairman

Board of Oglala Lakota County  
Commissioners

