

## **OGLALA LAKOTA COUNTY MINUTES OF JANUARY 4, 2019**

The Oglala Lakota Board of County Commissioners met in regular session on January 4, 2019. Present: Ramon Bear Runner, Anna Takes The Shield, Eugenio White Hawk, Wendell Yellow Bull and Sue Ganje, Auditor. Art Hopkins was absent. The Oath of Office for Bear Runner and White Hawk were taken and placed on file.

The meeting called to order at 1:25 p.m. by Chairman Yellow Bull. The agenda was reviewed for conflicts. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion made by White Hawk, seconded by Takes The Shield, to approve the agenda as written, with the addition of the state's attorney resolution. Meeting was turned over to the auditor while taking nominations for Chair.

The auditor asked for nominations for the Chairman. Motion made by White Hawk, seconded by Bear Runner, to nominate Anna Takes The Shield as chairwoman and that nominations cease. Takes The Shield is Chairwoman for 2019, and the meeting was turned over to her.

Motion made by Yellow Bull, seconded by Bear Runner, to nominate Eugenio White Hawk, as vice-chairman and that nominations cease. White Hawk is Vice Chair for 2019.

Motion made by Yellow Bull, seconded by Bear Runner, to designate the bulletin boards for legal notices in Hot Springs, Pine Ridge and Kyle.

Motion made by White Hawk, seconded by Yellow Bull, to table the Chattel Mortgage Sales locations in Hot Springs, Pine Ridge and Kyle until the February meeting.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the First Interstate Bank and the Black Hills Federal Credit Union as the official banks for the county in 2019.

Motion made by Bear Runner, seconded by White Hawk, to set the indigent burial rate at \$1,000.00 in 2019.

Hopkins entered the meeting at 1:35 p.m.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the prisoner housing in Fall River and Pennington Counties at \$80.00 per day and Meade County at \$65.00 per day in 2019.

Motion made by Yellow Bull, seconded by Hopkins, to not rehire any employee for a period of one year, if that employee has resigned and withdrawn their retirement funds, unless authorized by the commission. Discussion was held about making an amendment to the policy to require employees to stay a period of time after training.

Motion made by Yellow Bull, seconded by Bear Runner, to meet the first Friday of every month, from 10 a.m. to 12 p.m.

Motion made by Yellow Bull, seconded by Bear Runner, 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 made by Yellow Bull, seconded by Hopkins, to approve the following resolution:

**OGLALA LAKOTA COUNTY RESOLUTION #2019-01**

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 4<sup>th</sup> day of January, 2019

ATTEST:

/s/Anna Takes The Shield, Chairwoman  
Oglala Lakota County Board of Commissioners

/s/Sue Ganje,  
Oglala Lakota County Auditor

Motion made by Bear Runner, seconded by Yellow Bull, to approve wage and salaries for 2019 as follows. Bear Runner asked if the Veteran Service Officer could become a full time position, which will be on the February meeting agenda.

Name	Per hour/annual salary	
Arredondo, Jerlene	\$ 15,500.00 yearly	
Bettelyoun, Lynx	\$ 43,260.00 yearly	
Boche, Carol	\$3,000.00 yearly	
Bush, Karen	\$ 14.18 per hour	
Engebretson, Melody	\$ 16,675.00 yearly	
Ferguson, Kelley	\$ 14.85 per hour	
Ganje, Sue	\$ 16,675.00 yearly	
Herman, Joe	\$44,725.00 yearly	
Hopkins, Arthur	\$125.00 per month	plus \$25 per meeting
Jenniges, Edie	\$3,000.00 yearly	

Martinez, Audrey	\$ 90.00 per call	
Merdanian, Tony	\$ 14.85 per hour	
Rhoe, Kelli	\$ 16,675.00 yearly	
Bear Runner, Ramon	\$125.00 per month	plus \$25 per meeting
Simkins, Susie	\$10,000.00 yearly	
Sword, Jim	\$ 25,000.00 yearly	
Takes The Shield , Anna	\$125.00 per month	plus \$25 per meeting
Thunder Hawk, Matthew	\$15.30 per hour	
White Face, David	\$17.48 per hour	
White Hawk, Eugenio	\$125.00 per month	plus \$25 per meeting
Yellow Bull, Wendell	\$125.00 per month	plus \$25 per meeting

Motion made by Hopkins, seconded by Yellow Bull, to appoint Eugenio White Hawk, to serve on the weed board for 2019 to represent the county.

Motion made by Yellow Bull, seconded by Hopkins, to table volunteers for Sheriff Herman until a later meeting. Yellow Bull asked the Sheriff to research funding grants for a Deputy Sheriff.

Audrey Martinez met with the board. Motion made by Yellow Bull, seconded by Hopkins to approve Michael Selzer, as an additional deputy coroner at \$90.00 call, and to have the Chair meet with BIA to ask for assistance with supplies and autopsy costs.

Motion made by Yellow Bull, seconded by Hopkins, to visit with Tatewin Means to check status on her services as volunteer Deputy State’s Attorney.

Motion made by Yellow Bull, seconded by White Hawk, to approve proclamations to give appreciation of service to the County for Lyla Hutchison, Commissioner, Arlin Whirlwindhorse, Commissioner and Rex Conroy, Sheriff, and authorize chair to sign such proclamations.

Motion made by Yellow Bull, seconded by White Hawk, to set the private road work hearing for February 1, 2019 meeting as per SDCL 31-11-41 through 31-11-45.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the following resolution:

**OGLALA LAKOTA COUNTY RESOLUTION #2019-02**

WHEREAS, pursuant to SDCL 12-15-11, the Board of County Commissioners at their first meeting shall set a fee for Election Boards 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 4<sup>th</sup> day of January 2019.

ATTEST:

/s/Anna Takes The Shield, Chairwoman  
Oglala Lakota County Board of Commissioners

/s/Sue Ganje,  
Oglala Lakota County Auditor

Motion made by Yellow Bull, seconded by Bear Runner, to approve the Veteran's Service Officer's monthly reports for August – December of 2018, and further ask the veteran's service officer to come to the February meeting.

Connie Smith, Lakota Times, met with the board. Motion made by Yellow Bull, seconded by Bear Runner, to appoint the Lakota Times (previously the Lakota Country Times) as the 2019 legal newspaper.

Lynx Bettelyoun, Highway Superintendent, met with the board. Motion made by Yellow Bull, seconded by Hopkins, to approve the new rate of \$78 per hour for private road work.

Bettelyoun noted that they don't use the gravel they crush on private road contracts, that gravel is only used on county roads.

Bettelyoun advised the board that the 2019 road project will be County Road #11. Bettelyoun would like to hire Brosz Engineering for the administration of the road project and American Engineering for gravel testing. Motion made by Bear Runner, seconded by Yellow Bull, to approve the hiring of Brosz Engineering, Inc. for the CR #11 Road Project. Discussion was held on not having one of the contracts at this time. Motion withdrawn by Bear Runner and Yellow Bull.

Motion by Yellow Bull seconded by Hopkins, to table the engineering contracts until the February meeting and approve both at the same time.

Motion made by Yellow Bull, seconded by White Hawk, to approve the purchase of motor grader tires in the amount of \$6,750.00.

Motion made by Yellow Bull, seconded by White Hawk, to approve load limits on the roads at 10 tons in the spring, until the frost is out of the ground and 30 tons the rest of the year, as per recommendation of the highway superintendent. Yellow Bull asked that the highway superintendent and the sheriff work together on a weight scale on county roads.

Kelli Rhoe, Treasurer, met with the board. Discussion was held about not having a tax moratorium. Oglala Lakota County sells tax certificates. Rhoe would recommend that they continue to do so.

Prairey Walkling, SDSU Extension and Aminah Hassoun, 4-H, met with the board to present programs that are available. Community gardens and canning could be a possibility. A park in Kyle would be another thing that could be done. Funding is available for these programs and educational opportunities are also available. Discussion was also held on the possibility of a county fair. The typical cost of a fair is \$5,000.00 per county.

Joe Herman, Sheriff, met with the board. Motion made by Yellow Bull, seconded by White Hawk, to approve purchase of a 2012 Dodge Charger Pursuit police package vehicle, in the amount of \$8,000.00.

Discussion was held on the possibility of grants for sheriff staff and on the possible use of an office at the Highway Shop instead of the Justice Center. Herman will keep commissioners posted on his decision on this item.

Motion made by Yellow Bull, seconded by Hopkins, to enter into executive session for Highway Superintendent evaluation as per SDCL 1-25-2 (1) at 3:13 p.m.

Meeting reconvened at 3:21 p.m.

Motion made by Yellow Bull, seconded by Hopkins, to approve appointment of Lynx Bettelyoun as Hwy Superintendent for a two-year term.

Motion made by Yellow Bull, seconded by Hopkins, to approve the bills as follows:

**GENERAL FUND**

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$76.35
BEAR RUNNER, RAMON	MILEAGE REIMBURSEMENT	\$46.20
TAKES THE SHIELD, ANNA	MILEAGE REIMBURSEMENT	\$46.20
FIRST INTERSTATE BANK	FIRST INTERSTATE	\$34.05
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$60.91
HOPKINS, ARTHUR L	MILEAGE REIMBURSEMENT	\$95.76
OL COUNTY TREASURER	SD DEPT OF REVENUE	\$3.89
BADLANDS CONSERVATION	2019 ALLOTTED BUDGET	\$2,500.00
WHITE HAWK, EUGENIO	MILEAGE REIMBURSEMENT	\$74.76
YELLOW BULL, WENDELL	MILEAGE REIMBURSEMENT	\$53.76
	TOTAL FOR GENERAL FUND	\$2,991.88

**COUNTY ROAD & BRIDGE**

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$86.09
OL COUNTY TREASURER	SD DEPT OF REVENUE	\$34.80
	TOTAL FOR COUNTY ROAD & BRIDGE	\$120.89
	TOTAL PAID BETWEEN 12/29/18 AND 1/4/19	\$3,112.77

Hopkins spoke of a possible meeting with Pennington County Commissioners about prisoners.

Motion made by Yellow Bull, seconded by Hopkins, to have Takes The Shield follow up with a meeting with other counties that reside on reservations at the South Dakota Association of County Commissioners Workshop and Convention.

Motion made by Yellow Bull, seconded by Hopkins, to write a letter to Mark Vargo, Pennington County State's Attorney, to initiate a meeting between Hopkins and Vargo on Law Enforcement.

No public comment was given. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 3:37 p.m.

/s/ Anna Takes The Shield  
Anna Takes The Shield, Chairwoman  
Board of Oglala Lakota County  
Commissioners

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