

OGLALA LAKOTA COUNTY MINUTES OF JANUARY 5, 2018

The Oglala Lakota Board of County Commissioners met in regular session on January 5, 2018. Present: Art Hopkins, Lyla Hutchison, Wendell Yellow Bull and Sue Ganje, Auditor. Absent: Anna Takes The Shield and Arlin Whirlwindhorse

The meeting called to order at 1:15 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 Hutchison, seconded by Hopkins to approve the agenda as written. Meeting was turned over to the auditor while taking nominations for Chair.

Motion made by Hutchison, seconded by Hopkins to nominate Wendell Yellow Bull as chairman and that nominations cease. Yellow Bull is Chairman for 2018, and the meeting was turned back over to him.

Motion made by Hopkins, seconded by Hutchison to nominate Lyla Hutchison as vice-chairman and that nominations cease. Hutchison is Vice Chair for 2018.

Motion made by Hutchison, seconded by Hopkins to designate the bulletin boards for legal notices in Hot Springs, Pine Ridge and Kyle.

Motion made by Hopkins, seconded by Hutchison, to approve the Chattel Mortgage Sales locations in Hot Springs, Pine Ridge and Kyle.

Motion made by Hutchison, seconded by Hopkins to approve the First Interstate Bank and the Black Hills Federal Credit Union as the official banks for the county in 2018.

Motion made by Hopkins, seconded by Hutchison, to set the indigent burial rate at \$1,000.00 in 2018.

Motion made by Hutchison, seconded by Hopkins 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 2018.

Motion made by Hutchison, seconded by Hopkins, to not rehire any employee for a period of one year if that employee has resigned and withdrawn their retirement funds, unless authorized by the commission.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 Hutchison, seconded by Hopkins, to meet the first Friday of every month, with the exception on June 8, 2018 and November 9, 2018 for election purposes.

Motion made by Hopkins, seconded by Hutchison, 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 Hutchison, seconded by Hopkins to approve the following resolution:

OGLALA LAKOTA COUNTY RESOLUTION #2018-01

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 5th day of January, 2018.

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

ATTEST:

/s/Sue Ganje, Oglala Lakota County Auditor

Motion made by Hutchison, seconded by Hopkins to approve the following resolution:

OGLALA LAKOTA COUNTY RESOLUTION #2018-02

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 5th day of January, 2018.

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

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

Motion made by Hopkins, seconded by Hutchison to approve the November 30, 2017 Auditor's Account with the County Treasurer.

**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 30th day of November, 2017.

Total Amt of Deposit in First Interstate Bank, HS: \$349,861.85

Total Amount of Cash: \$2,566.50

Total Amount of Checks in Treasurer's

Possession Not Exceeding Three Days: \$3,429.89

MONEY MARKET SAVINGS:

First Interstate-Hot Springs: \$1,758,198.38

CERTIFICATES OF DEPOSIT:

First Interstate-Hot Springs: \$149,849.68

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:

TOTAL \$2,264,121.30

Dated This 30th Day of November, 2017.

/s/Sue Ganje
Sue Ganje, County Auditor of Oglala Lakota County

County Monies: \$2,192,395.68

Held for other Entities: \$29,638.45

Held in Trust: \$42,087.17

TOTAL: \$2,264,121.30

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 made by Hopkins, seconded by Hutchison to appoint Arlin Whirlwindhorse to serve on the weed board for 2018 to represent the county.

Motion made by Hopkins, seconded by Hutchison to approve Tatewin Means as the 2018 volunteer Deputy State's Attorney.

Motion made by Hutchison, seconded by Hopkins to accept and place on file the Veteran Service Officer's November and December 2017, reports.

Motion made by Hutchison, seconded by Hopkins to approve the Oglala Lakota County School Choice Week Proclamation, and authorize Chairman Yellow Bull to sign.

Connie Smith, Lakota Country Times, met with the board to request legal newspaper designation. Motion made by Hutchison, seconded by Hopkins to approve the Lakota Country Times as the legal newspaper in 2018.

Lynx Bettelyoun, Highway Superintendent, met with the board. Bettelyoun discussed that Steve Wilson, Emergency Management with OST, requested a MOA for emergency snow removal and disasters, etc. The board suggested Wilson talk to Frank Maynard, Southwest District Emergency Manager, as the board understands that this is included in the Oglala Sioux Tribe – Oglala Lakota County Multi-Hazard Mitigation Plan.

Bettelyoun requested authorization to look for a water tanker. Motion made by Hopkins, seconded by Hutchison to approve authorizing Bettelyoun to look for an additional water tanker for dust control during road projects.

The board reviewed an application for a permit to occupy highway right of way from OST Land Director Denise Mesteth. This is for a livestock water pipeline on County Road #8, Slim Buttes Road. The board discussed the need for a resolution acknowledging the county and tribe working together with a mutual respect for each other's roads, and asked that this be brought back to the next meeting. Motion made by Hutchison, seconded by Hopkins to table the application for a permit to occupy highway right of way, as requested by Denise Mesteth, Land Director for OST.

Motion made by Hopkins, seconded by Hutchison, to authorize the start of the Kyle Road project, Phase III. The bid letting date and a more defined description of project will be brought to the next meeting.

Motion made by Hutchison, seconded by Hopkins, to approve the 2018 private road contract hourly rate at \$77.00 per hour.

Motion made by Hutchison, seconded by Hopkins to approve the load limits of 10 ton during the spring, until the frost is out of the ground, on county roads.

Motion made by Hopkins, seconded by Hutchison, to set the annual private road hearing at 1:40 p.m. on February 1, 2018, as per SDCL 31-11-42.

The board reviewed the fuel quotes and propane quotes as follows:

12-13-17	430 Gal Gas	1,800 Gal #1 Dyed Diesel
Westco	\$2.16/gal	\$2.789/gal
Nelson's Oil	No Bid	No Bid
Pine Ridge Oil	No Bid	No Bid
1-2-18	800 Gal Propane	
Westco	1.549/gal + \$50.00 leak test	
Lakota Plains	No Bid	
Nelson's	No bid	

Motion made by Hutchison, seconded by Hopkins, to approve the low and only bid from Westco at \$2.16 per gallon for 430 gallons of unleaded gas, \$2.789 per gallon for 1,800 gallons of #1 dyed diesel and \$1.549 per gallon for 800 gallons of propane + \$50.00 leak test.

Bettelyoun will do a follow up on road scales. He believes that training is needed and a scale will need to be found. Yellow Bull would like Bettelyoun to work with other law enforcement in Oglala Lakota County.

Motion made by Hopkins, seconded by Hutchison, to approve a transfer to reimburse the highway department for sheriff fuel, 32.6 gallons at \$2.493 per gallon for a total of \$81.27.

Kelli Rhoe, Treasurer, met with the board to present abatements. Motion made by Hutchison, seconded by Hopkins, to approve the abatement on a building on leased site for Wayne Johnson. This building is on Our Lady of Sorrows property, parcel #41990-04041-21400. Pay 2008, \$215.45; pay 2009, \$189.04; pay 2010, \$198.56; pay 2011, \$223.96 and pay 2012, \$157.92, all including penalties and interest, total amount of \$984.93.

Rhoe also presented an abatement for the Porcupine Trading Post. Motion made by Hutchison, seconded by Hopkins to table the Porcupine Trading Post abatement until more research could be done.

Hopkins questioned Rhoe about the cost of a kiosk for license plates. Rhoe was still doing research for the board.

Motion made by Hopkins, seconded by Hutchison, to have the Auditor write a letter to Wings of Eagles, advising them of prior action denying 2015 taxes.

Rex Conroy, Sheriff, met with the board to give his monthly report. Discussion was held

on the possibility of housing prisoners in Oglala Lakota County. Motion made by Hutchison, seconded by Hopkins to authorize Conroy to coordinate a meeting between the county and interim police chief to discuss a MOU for the housing of OL County prisoners, and to discuss multijurisdictional issues.

Jim Sword, State’s Attorney, met with the board to discuss contracts between Oglala Lakota County and Fall River officials, as well as with the State’s Attorney. Sword also discussed the possibility of changing the Home Rule to have an elected state’s attorney in 2020.

Motion made by Hopkins, seconded by Hutchison, to approve the contracts between Fall River County and Oglala Lakota County and the State’s Attorney and Oglala Lakota County.

Motion made by Hopkins, seconded by Hutchison to approve wage and salaries as follows for 2018:

Name	Per hour/annual salary	
American Horse, Denver	\$ 15,500.00 yearly	
Bettelyoun, Lynx	\$ 42,000.00 yearly	
Bush, Karen	\$ 13.77 per hour	
Conroy, Rex	\$ 44,725.00 yearly	
Engebretson, Melody	\$ 16,675.00 yearly	
Ferguson, Kelley	\$ 14.42 per hour	
Ganje, Sue	\$ 16,675.00 yearly	
Hopkins, Art	\$ 1,200.00 yearly	plus \$25 per meeting
Hutchison, Lyla	\$ 1,200.00 yearly	plus \$25 per meeting
Martinez, Audrey	\$ 90.00 per call	
Merdanian, Tony	\$ 14.42 per hour	
Rhoe, Kelli	\$ 16,675.00 yearly	
Sword, Jim	\$ 20,000.00 yearly	
Takes The Shield , Anna	\$ 1,200.00 yearly	plus \$25 per meeting
Thunder Hawk, Matthew	\$ 14.85 per hour	
Whirlwindhorse, Arlin	\$ 1,200.00 yearly	plus \$25 per meeting
Whiteface, David	\$ 16.97 per hour	
Yellow Bull, Wendell	\$ 1,200.00 yearly	plus \$25 per meeting

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

December 29, 2017 Bills:

GENERAL FUND

AMERITAS	DENTAL/VISION INSURANCE	\$116.52
BARGAIN BARN TIRE CENTER	SHERIFF NEW TIRES	\$982.09
BLUE CROSS/BLUE SHIELD	HEALTH INSURANCE PREMIUM	\$454.46
CENTURY BUSINESS	COPIER LEASE/METER	\$15.32

CLINICAL LABORATORY	AUTOPSY	\$1,629.00
EFTPS	PAYROLL TAXES	\$2,160.62
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$2,775.00
FIRST INTERSTATE BANK	FIRST INTERSTATE	\$34.05
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$204.00
LAKOTA COUNTRY TIMES	PUBLISHING	\$348.64
MASTEL, BRUCE	WEB HOST/UPDATE/SERV	\$35.00
RESERVE ACCOUNT	POSTAGE METER PITNEY	\$282.00
SD ASSN OF COUNTY COMM.	CATATROPHIC LEGALS	\$65.95
SD SHERIFF'S ASSOCIATION	2018 SHERIFF ASSOCIATION	\$907.58
SECRETARY OF STATE	PISTOL PERMITS	\$35.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,270.34
STATE TREASURER	AUTO FEE/MI	\$120.00
	TOTAL FOR GENERAL FUND	\$11,435.57
COUNTY ROAD & BRIDGE		
A & B WELDING SUPPLY	RENEWAL AND SUPPLY	\$83.00
AMERITAS	DENTAL/VISION INSURANCE	\$142.48
BLUE CROSS/BLUE SHIELD	HEALTH INSURANCE PREMIUM	\$908.92
BROSZ ENGINEERING, INC.	ROAD PROJECT	\$1,127.50
CALIFORNIA CONTRACTORS	SUPPLY	\$127.89
CROSBIE, ROD	PLASMA CUTTER	\$800.00
CULLIGAN	UTILITY/WATER DISPENSE	\$11.00
D-WARE INC.	SERVICE CONTRACT	\$2,750.00
EFTPS	PAYROLL TAXES	\$2,820.07
GODFREY BRAKE SERVICE	REPAIR	\$58.75
GREAT PLAINS COMMUNICATION	LOCAL PHONE & INTERNET	\$186.09
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$452.12
MARTIN AUTO PARTS	SUPPLY	\$13.97
MCI COMM SERVICE	LONG DISTANCE	\$47.90
MENARDS	SUPPLY	\$106.70
MONTANA CSED	CHILD SUPPORT	\$350.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,360.12
WYOMING CHILD SUPPORT	CHILD SUPPORT	\$427.00
WESTCO	FUEL/UTILITIES	\$5,901.40
	TOTAL FOR COUNTY ROAD & BRIDGE	\$17,674.91
EMERGENCY MANAGEMENT		
FALL RIVER CO. TREASURER	EMERGENCY MANAGEMENT	\$3,750.00
	TOTAL FOR EMERGENCY MANAGEMENT	\$3,750.00
	TOTAL BETWEEN 12/02/17 AND 12/29/17	\$32,860.48

January 5, 2018 bills:

GENERAL FUND

AT&T MOBILITY	WIRELESS PHONE - SHERIFF	\$67.48
TAKES THE SHIELD, ANNA	MILEAGE	\$45.36
FALL RIVER CO. TREASURER	REIMBURSE GIS FOR MAP	\$23.50
CARDMEMBER SERVICE	CARD MEMBER SERVICES	\$426.40
FIRST INTERSTATE BANK	FIRST INTERSTATE	\$34.05
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$71.46
HOPKINS, ARTHUR L.	MILEAGE	\$95.76
LAKOTA COUNTRY TIMES	PUBLICATION	\$65.00
OGLALA SIOUX TRIBE	MONTH RENT FOR VETERAN SERVICE OFFICER	\$100.00
PENNINGTON COUNTY AUDITOR	MI	\$215.00
RELIANCE STANDARD	LIFE INSURANCE	\$95.75
YELLOW BULL, WENDELL	MILEAGE	\$53.76
HUTCHISON, LYLA	MILEAGE	\$67.20
WITNESS	WITNESS FEE	\$42.00
COMMISSIONERS	DECEMBER SALARY	\$625.00
AUDITOR	DECEMBER SALARY	\$1,316.67
TREASURUER	DECEMBER SALARY	\$1,316.67
STATE'S ATTORNEY	DECEMBER SALARY	\$1,666.67
REGISTER OF DEEDS	DECEMBER SALARY	\$1,316.67
VETERAN'S SERVICE OFFICER	DECEMBER SALARY	\$1,250.00
SHERIFF	DECEMBER SALARY	\$4,012.08
	TOTAL FOR GENERAL FUND	\$12,906.48
COUNTY ROAD & BRIDGE		
AT&T MOBILITY	WIRELESS PHONE - SHERIFF	\$63.74
RELIANCE STANDARD	LIFE INSURANCE	\$54.00
HIGHWAY DEPARTMENT	DECEMBER SALARY	\$23,387.10
HIGHWAY DEPARTMENT	OVERTIME	\$39.24
	TOTAL FOR COUNTY ROAD & BRIDGE	\$23,544.08
	TOTAL PAID BETWEEN 12/30/17 AND 1/05/18	\$36,450.56

Motion made by Hutchison, seconded by Hopkins to adjourn at 3:40 p.m.

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

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